

Minutes

Of the Ordinary Council Meeting

Location: Council Chambers, Municipal Offices
62-68 Ovens Street, Wangaratta

Date: 13 December 2016

Time: 6pm



RURAL CITY OF
WANGARATTA

Brendan McGrath
Chief Executive Officer

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1. **ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

We acknowledge the traditional owners of the land on which we are meeting. We pay our respects to their Elders and to Elders from other communities who may be here today.

2. **OPENING PRAYER**

Almighty God, we humbly ask thee to bless and guide this council in its deliberations so that we may truly preserve the welfare of the people whom we serve. Amen

3. **PRESENT**

Administrators:

Cr Ken Clarke OAM - Mayor, Cr Harvey Benton – Deputy Mayor, Cr David Fuller, Cr Dean Rees, Cr Harry Bussell, Cr Mark Currie, Cr Ruth Amery

Officers:

Brendan McGrath - Chief Executive Officer, Ruth Kneebone - Director Corporate Services, Alan Clark - Director Infrastructure Services, Jaime Carroll - Director Community Wellbeing, Barry Green - Director Development Services.

4. **ABSENT**

Administrators: Nil

Officers: Nil

5. **ACCEPTANCE OF APOLOGIES & GRANTING OF LEAVE OF ABSENCE**

NIL

ORDER OF BUSINESS

6. **CITIZENSHIP CEREMONY**

Nil

7. **CONFIRMATION OF MINUTES**

RECOMMENDATION:

(Moved: Councillor D Rees/Councillor M Currie)

That Council read and confirm the Minutes of the Ordinary Meeting of 22 November 2016 as a true and accurate record of the proceedings of the meeting.

Carried

8. CONFLICT OF INTEREST DISCLOSURE

In accordance with sections 77A, 77B, 78 and 79 of the *Local Government Act 1989* Councillors are required to disclose a '*conflict of interest*' in a decision if they would receive, or could reasonably be perceived as receiving, a direct or indirect financial or non-financial benefit or detriment (other than as a voter, resident or ratepayer) from the decision.

Disclosure must occur immediately before the matter is considered or discussed.

Cr Ken Clarke, Mayor and Cr Harvey Benton, Deputy Mayor declared a conflict of interest to the report 14.2 - 2016/17 Community Grants Program - Minor Category due to being on the executive of committees considered for community grants.

CONDOLENCES

2/16 RECOMMENDATION:

(Moved: Councillor H Bussell/Councillor D Fuller)

Councillor H Bussell moved a motion:

That council pass on its condolences to the White Family of Edi who tragically lost two of its family members in a car accident two weeks ago. Rosemary White and her son Basil were well known in the local and surrounding community.

Carried

9. RECEPTION OF PETITIONS

Nil

10. HEARING OF DEPUTATIONS

Nil

PRESENTATION OF REPORTS

11. COUNCILLOR REPORTS

Nil

OFFICERS' REPORTS

12. EXECUTIVE SERVICES

Nil

13. CORPORATE SERVICES

13.1 COUNCIL MEETING DATES AND VENUES 2017

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Executive Assistant Corporate Services
File Name: Council Meetings
File No: 10.020.002

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council for discussion of Council Meeting dates and venues for 2017.

Officer recommendation:

That Council endorse the following schedule of Ordinary Council Meeting dates and venues for 2017:

No Ordinary January Meeting scheduled

<i>Tuesday 16 February</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 15 March</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 19 April</i>	<i>6.00 pm Carboor</i>
<i>Tuesday 17 May</i>	<i>6.00 pm Glenrowan</i>
<i>Tuesday 21 June</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 19 July</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 16 August</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 20 September</i>	<i>6.00 pm Peechelba</i>
<i>Tuesday 18 October</i>	<i>6.00 pm Eldorado</i>
<i>Tuesday 15 November</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 13 December</i>	<i>6.00 pm Wangaratta</i>

RECOMMENDATION:

(Moved: Councillor H Bussell/Councillor H Benton)

That Council endorse the following schedule of Ordinary Council Meeting dates and venues for 2017:

No Ordinary January Meeting scheduled

<i>Tuesday 21 February</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 21 March</i>	<i>6.00 pm Carboor</i>
<i>Tuesday 18 April</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 16 May</i>	<i>6.00 pm Glenrowan</i>
<i>Tuesday 20 June</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 18 July</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 15 August</i>	<i>6.00 pm Peechelba</i>
<i>Tuesday 19 September</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 17 October</i>	<i>6.00 pm Eldorado</i>
<i>Tuesday 21 November</i>	<i>6.00 pm Wangaratta</i>
<i>Tuesday 12 December</i>	<i>6.00 pm Wangaratta</i>

Carried

Background

Section 89 (4) of the *Local Government Act 1989* (The Act) requires that reasonable notice be given to the public of meetings of the Council. This has been achieved by publishing the date and location of the meeting in the Wangaratta Chronicle on 2 consecutive Fridays prior to the meeting and the Annual Calendar of Meetings on Council's website.

Council has maintained a custom of conducting four Council Meetings annually in rural townships throughout the Rural City of Wangaratta since 1997.

A summary of the Council Meeting locations follows:

LOCATION	No. Meetings
Boorhaman Hall	4
Bowmans/Murmungee Hall	4
Carboor Hall	3
Cheshunt Hall	4
Edi Upper Hall	3

Eldorado Hall	3
Everton Hall	3
Glenrowan Multi-Purpose Centre	3
Greta/ Hansonville	4
Milawa Hall	4
Moyhu Hall	3
Myrree Hall	3
Oxley Hall	3
Peechelba Community Facility	3
South Wangaratta	3
Springhurst Hall	4
Tarrawingee Hall	3
Whitfield Swinburne Pavilion	3
Whorouly Multi-purpose Centre	4

Council must establish its schedule of Ordinary Council Meeting dates and venues for 2017 to allow for notice to be given and advance planning. A January 2017 meeting will be scheduled if required.

A draft schedule of the 2017 Ordinary Council Meeting dates and venues has been developed to achieve a geographical spread of rural meetings throughout the year.

Implications

Policy Considerations

There are no specific Council policies or strategies that relate to this report.

Financial/Economic Implications

There are no financial or economic implications identified for the subject of this report.

Legal/Statutory

Section 89 (4) of the Act requires that reasonable notice be given to the public of meetings of the Council.

Social

Conducting Ordinary Council Meetings in rural townships promotes closer interaction with all areas of the municipality.

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

2013 – 2017 Council Plan (2015 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Connected.

We will focus on our business

ensuring access opportunities for all residents by holding a minimum of four Council Meetings in rural townships.

The non-negotiables

We consult and engage effectively with the community and provide information that is clear, accessible and easy to understand about local decision making.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

N/A

b) Other strategic links

N/A

Risk Management

There are no moderate or extreme risks associated with this report.

Consultation/Communication

Public notification will be provided of Council's 2017 Ordinary Meeting dates and venues.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Conclusion

Council must determine a meeting schedule for the coming year to provide notice to the community regarding the time and location of Council Meetings.

Attachments

Nil

13.2 COUNCILLOR CODE OF CONDUCT

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Governance and Risk Advisor
File Name: Councillor Code of Conduct
File No: 96.005.004

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to commence the process of reviewing and approving any amendments to be made to the Councillor Code of Conduct 2016 (the Code).

An amended Code is proposed, however, the amendments assist with the useability of the document with no material changes to conduct arrangements intended. The Code has been simplified to improve the readability of the document including the deletion of introductions to Parts and Divisions and the relocation of information that duplicated provisions of the Act and Council policies, to appendices.

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor D Fuller)

That Council endorses the draft Councillor Code of Conduct 2017 for public exhibition and invites public submissions in accordance with Council's "Major Council Policy Consultation Local Law No.4 of 2015".

Carried

Background

Section 76C of the *Local Government Act 1989* (the Act) requires Council to review, and approve any amendments to be made to, its Councillor Code of Conduct within four months after a general election. A general election was held on 22 October 2016. The Code must therefore be adopted by Council no later than 22 February 2017 in order to comply with the Act.

A proposed amended Code has been drafted. The objective of the proposed amendments is to assist with the useability of the document with no material changes to conduct arrangements intended. The Code has been simplified to improve the readability of the document including the deletion of introductions to Parts and Divisions and the relocation of information that duplicated provisions of the Act and Council policies to appendices.

Implications

Policy Considerations

This report is the first stage in the process of reviewing and amending the Code. The Code is a Major Council Policy as defined in the Major Council Policy Consultation Local Law No. 4 of 2015 (the Local Law) and is consequently exposed to the consultation processes set out in the Local Law.

In the process of reviewing the Code, consultation will be undertaken in accordance with the Local Law. All submissions and any proposed amendments will be considered by Council prior to the Code being adopted.

Financial/Economic Implications

There is a cost associated with the legal requirements to advertise the making of the Code. The preparation and adoption of the Code can be met within existing Council resources.

Legal/Statutory

Section 76C of the Act sets out provisions for the making of a Councillor Code of Conduct.

“Local Government Act 1989 - Section 76C

Councillor Code of Conduct

(2) A Council must, within the period of 4 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.

(3) A Councillor Code of Conduct—

(a) must include the internal resolution procedure for dealing with an alleged contravention of the Councillor Code of Conduct by a Councillor;

(b) may set out processes for the purpose of resolving an internal dispute between Councillors;

(c) must include any provisions prescribed for the purpose of this section;

(d) must include provisions addressing any matters prescribed for the purpose of this section;

(e) *may include any other matters relating to the conduct of Councillors which the Council considers appropriate.*

(5) *A Councillor Code of Conduct must not be inconsistent with any Act or regulation.*

(5A) *A Councillor Code of Conduct is inoperative to the extent that it is inconsistent with any Act or regulation.”*

Section 81AA of the Act provides for the matters to be addressed by the internal resolution procedure of a Council as required by section 76C(3)(a).

“Local Government Act 1989 - Section 81AA

Internal resolution procedure of Council

(1) *A Council must develop and maintain an internal resolution procedure for the purposes of addressing an alleged contravention of the Councillor Code of Conduct by a Councillor.*

(2) *The internal resolution procedure of a Council must—*

(a) *be specified in the Councillor Code of Conduct; and*

(b) *incorporate any prescribed processes including any application process; and*

(c) *provide for the selection of an arbiter who is suitably independent and able to carry out the role of arbiter fairly; and*

(d) *specify the role an arbiter is expected to undertake in the conduct of any internal resolution procedure including that the arbiter must—*

(i) *consider applications alleging a contravention of the Councillor Code of Conduct by a Councillor; and*

(ii) *make findings in relation to any application alleging a contravention of the Councillor Code of Conduct which the arbiter must give to the Council; and*

(e) *provide processes to ensure that parties affected by an application alleging a contravention of the Councillor Code of Conduct are given an opportunity to be heard by the arbiter; and*

(f) *specify that the Council and the Councillor the subject of any application made alleging a contravention of the Councillor Code of Conduct are to be given written reasons for any findings made by an arbiter; and*

(g) *address any matters prescribed for the purposes of this section; and*

(h) *include any provisions prescribed for the purposes of this section.”*

The provisions of the Act related to the Code will be complied with.

Social

In accordance with the Local Law, the Code is required to be reviewed to assess any impacts on National Competition Policy and the principles under the Human Rights Charter.

The Code is considered to be compatible with the Charter of Human Rights and Responsibilities. A report on the Human Rights Impacts of the Code is attached (***refer attachment***).

The introduction of the Code imposes no restrictions on competition and therefore complies with National Competition Principles. A report on the competition aspects proposed by the Code is attached (***refer attachment***).

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

2013 – 2017 Council Plan (2015 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Sustainable
The non-negotiables

All legislative and compliance requirements are met.

Risk Management

The adoption of the Code will ensure statutory compliance and appropriate Councillor support as well as mitigating the risks associated with Councillor misconduct.

Consultation/Communication

The Code will be exhibited to the public as part of the required Local Law consultation process. Submissions will be invited from the community and a notice to this effect will be advertised in the Chronicle newspaper and also on Council's website indicating that submissions will be received up to 5:00pm on Friday 20 January 2017.

Persons making submissions can request an opportunity to be heard in respect of their submission at a Committee of Council Meeting to be held on Monday 23 January 2017.

All submissions will be considered by Council when deciding whether or not to approve the amended Code, at a Special Meeting of Council called solely for the purpose of reviewing the Code.

Council will notify in writing, each person who has made a separate submission, and in the case of a submission made on behalf of a number of persons, one of those persons, of the decision and the reasons for that decision.

Options for Consideration

The following options would be compliant with the Act.

1. Retain the Code without amendment;
2. Incorporate the amendments proposed in this report;
3. Incorporate as yet unknown amendments of the Code that may become apparent through the consultative arrangements described earlier in this report.

Conclusion

Council should commence the process of reviewing and approving the Code so as to comply with section 76C of the Act.

Attachments

- 1 Councillor Code of Conduct 2017
- 2 Councillor Code of Conduct Community Impact Statement 2017

13.3 COUNCIL LEASES IN THE WANGARATTA GOVERNMENT CENTRE

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Director - Corporate Services
File Name: PROPERTY MANAGEMENT - Leasing and Licences - Premises
File No: F16/2088

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to recommend that Council gives public notice for a period of at least four weeks, of its intention to renegotiate a number of leases, prior to the adoption of the lease terms by Council. In accordance with the *Local Government Act 1989*, public notice is required for leases of 10 years or more.

RECOMMENDATION:

(Moved: Councillor D Fuller/Councillor H Bussell)

That Council:

- 1) gives public notice of its intention to renew leases in accordance with the requirements of the Local Government Act 1989 for:***
 - a) office space located in the Wangaratta Government Centre, cnr Ford and Ovens Streets, Wangaratta to:***
 - i) the Department of Economic Development, Jobs, Transport and Resources – first floor, 428 sqm***
 - ii) the Department of Environment, Land Water and Planning - second floor, 341 sqm***
 - iii) North East Waste Recovery and Resource Group – third floor, 78.37 sqm, and***
 - b) Part of HP Barr Reserve and City Oval Reserve shown as Lease Area hatched on attached Site Survey Plan for lease purposes.***
- 2) gives notice in the Wangaratta Chronicle and Council's website inviting written submissions on the proposed leases until 5pm Tuesday 24 January, 2017.***

3) establishes a Committee of Council to hear any persons who have requested to be heard in respect of their submissions on the leases of office space at the Wangaratta Government Centre, cnr Ford and Ovens Streets, Wangaratta at the Wangaratta Government Centre on Monday 30 January, 2017.

4) considers submissions when deciding whether or not to lease the office space and reserve area at its ordinary meeting scheduled for Tuesday 21 February, 2017.

Carried

Background

Council leases floor space in the Wangaratta Government Centre to various State Government entities and non-government organisations. A number of existing leases are currently being renegotiated due to expiry of their term. The renegotiation is being undertaken with the agents of the Department of Environment, Land, Water and Planning (DELWP), the Department of Economic Development, Jobs, Transport and Resources (DEDJTR).

Additionally, Council has been approached by Optus Mobile Pty Ltd (Optus) to lease land at the Barr Reserve and City Oval Reserve for the construction, maintenance and operation of a telecommunications network and telecommunications service.

Implications

Policy Considerations

There are no specific Council policies or strategies that relate to this report.

Financial/Economic Implications

The terms proposed for the DELWP and DEDJTR lease agreements are:

Term:	Seven years
Further terms:	Two further terms each of five years
Rental:	\$235 per sqm per annum ex GST
Outgoings:	\$100 per sqm per annum ex GST to be adjusted for actual costs incurred annually
Percentage Rent	
Review:	Percentage review annually of 3%;
Market rent review:	At the commencement of any further term

The terms proposed for the NEWRRG lease agreement are generally:

Term:	Five years
Further terms:	Two further terms each of five years

Rental: \$1,029.82 per month ex GST
 Outgoings: \$100 per sqm per annum ex GST to be adjusted for actual costs incurred annually
 Percentage Rent
 Review: Percentage review annually of 3%;
 Market rent review: At the commencement of any further term

The terms proposed for the Optus Lease agreement are:

Term: 21 years
 Rental: \$10,500 per annum ex GST
 Percentage Rent
 Review: Percentage review annually of 3%;
 Market rent review: At the renegotiation of the lease.

Potential revenue for the leases being negotiated is as follows.

	2016/17 Approved Budget for this proposal \$	This Proposal \$	Variance Approved Budget \$ to	Comments
Rental of office space	195,446	195,446		Rental income is included in Council's 2016/17 annual budget
Rental of land	10,500	10,500		

Legal/Statutory

Section 190 of the Act requires Council to publish a public notice of a proposed lease where the term of the lease is for 10 years or more.

The lease of the Crown Land at the Barr Reserve and City Oval Reserve will be undertaken under the Crown Land (Reserves) Act 1978.

Social

There are no social impacts identified for the subject of this report.

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Growing, We are Connected.

We will research and advocate:

With regional partners to identify and address public and community transport gaps.

We will plan and make decisions for the future:

that encourage growth in Wangaratta's CBD and establish it as a regional retail centre.

through the delivery of 'The Wangaratta Project – CBD Masterplan' we will create a city centre that is unique, diverse and active.

The non-negotiables

Our economy is diverse and strong – providing our residents with a range of employment and lifestyle opportunities.

We consult and engage effectively with the community and provide information that is clear, accessible and easy to understand about local decision making.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

N/A

b) Other strategic links

N/A

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Breach of terms by parties to the lease	Low	High	Medium	Standard covenants and dispute resolution terms provided for in lease documentation

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	The facts are provided to the public	Council report and advertisement
Consult	Submissions are sought	Advertisement in Chronicle and web site
Involve	Submissions are considered	Committee to consider submissions

Community consultation will commence should Council recommend to do so.

Options for Consideration

Council may determine not to proceed with the public notice period, however this would be in contravention of the Act. Council should recommend that public notice of the proposed lease terms be given.

Conclusion

A number of leases for tenants in the Wangaratta Government Centre are due for renegotiation. Additionally, Council intends to enter into a lease with Optus for the purposes of constructing a telecommunications service. The *Local Government Act 1989* requires Council to give four week's public notice for leases that exceed 10 years.

Attachments

- 1 BARR RESERVE AND CITY OVAL SITE SURVEY PLAN FOR OPTUS MOBILE LIGHT TOWER LEASE

14. COMMUNITY WELLBEING

14.1 SECTION 86 COMMITTEES OF MANAGEMENT

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Community and Recreation Officer
File Name: COUNCIL COMMITTEES
File No: 10.020.008

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to seek endorsement for new nominations of community members to represent a number of Special Committees of Management (COM).

The Special Committees of Council are responsible for the management, promotion and maintenance of facilities under their control.

RECOMMENDATION:

(Moved: Councillor H Bussell/Councillor R Amery)

That Council:

- appoints the following representatives to the Section 86 Special Committees of Management as follows:-**

Everton Hall & Sports Complex Special Committee	
Peter Roberts	Community representative
Milawa Public Hall and Park Special Committee	
Nicholas Masin	Community representative
Keyna Masin	Community representative
North Wangaratta Sports Reserve Special Committee	
Phillip Smith	Wangaratta Clay Target Club
Colin Crittenden	Wangaratta Clay Target Club
Wangaratta Showgrounds Special Committee	
Darren Grant	Wangaratta & District Cricket Association
Karen Richardson	Wangaratta Kennel & Obedience Dog Club

Whorouly Memorial Park Reserve Special Committee	
Joanne Ivone	Community representative

Carried

Background

Council has 16 COMs established under Section 86 of the *Local Government Act 1989* (the Act) for the purpose of managing and controlling activities at Council owned/managed facilities. Section 86 of the Act provides that Council may delegate certain functions, duties or powers to a COM.

Committee of management nominees serve limited terms based on the requirements of their charter. All committee's charters establish a minimum required number of positions but allow for larger membership if there is an interests from community members to serve. These nominations represent either new nominees resulting from resignations or additional interest from local community members.

When member terms expire the nomination process is advertised in local media, through rural newsletters and via community word-of-mouth. The nominations that are the subject of this report have been accommodated beyond the regular term expiration process.

Implications

Policy Considerations

Council's policy 'Appointment to Council Committees' applies to this matter. At its discretion, where there are more nominations than vacancies and the nominees address the requirements of the relevant COM, Council may appoint a number of members to the committee greater than that specified in the charter.

Financial/Economic Implications

There are no financial or economic implications identified for the subject of this report.

Legal/Statutory

Council must make formal appointments to Section 86 Special Committees as required by the Act. The appointment of members to special committees by formal resolution of Council ensures that the powers, functions and duties delegated to these COMs are able to be exercised legally.

Social

Closer links between Council and COMs create greater awareness of the needs of the community and of the facilities being managed on Council's behalf.

The responsibilities delegated to the COMs promote the exchange of information between the committee and Council. Promotion of the facility by the COM facilitates increased community use.

Environmental/Sustainability Impacts

COMs are responsible for the management of any environmental issues relating to the land upon which their facilities are situated.

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

We are healthy:

as a community we have access to the services and facilities we need to keep us healthy.

we can move around and be active, get medical attention and join in social, cultural and recreational activities with our friends and family.

We are growing:

our economy and community are growing because we offer exciting opportunities and potential.

we have quality offerings for existing and new businesses and as a region we continue to attract visitors, investors and new residents.

We are connected:

our community has developed to make sure that we can connect and interact with each other – via effective communication and planning, by our roads and pathways, and in active community centres that provide activity and purpose.

We are creative:

as a community we have opportunities for everyone to embrace the arts, to attend vibrant and exciting events, and to experience a community that is creative and evolving.

We are sustainable:

to ensure our long term viability and capacity to deliver quality services and infrastructure, we will continue to meet the changing and complex challenges that face us.

We will research and advocate:

On behalf of our groups and committees to ensure they have the resources and knowledge to do the things they need to do.

We will create and deliver:

A focus on making it easy for people to volunteer in our community by connecting people, promoting opportunities and celebrating the brilliant contributions our volunteers make.

The non-negotiables

Our rural community is supported and recognised as a significant contributor to the economic and social character of the municipality.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Governance risk associated with the delegation of Council powers to a committee	Possible	Major	High	The appointment of members by a formal resolution of the Council reduces governance risks by ensuring that all members appointed to a committee are covered by Council's public liability insurance

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Keep informed	Emails to the COM
Consult	Listen and acknowledge	Council will consult with the COMs prior to making decisions that relate to the facilities and Sport and Recreation matters.
Involve	Work with the respective COMs to obtain feedback	COMs provide an important source of feedback for Council to manage these facilities and provide relevant information pertaining to sport and recreation.

Collaborate	Feedback will be incorporated into decisions as far as possible	Council collaborates with its COMs prior to making decisions that relate to the facilities
Empower	Implementation in conjunction with the COM	COMs have delegated powers to make decisions in relation to the day-to-day management of the facilities.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Conclusion

The appointment of the nominations detailed herein to the relevant COMs will delegate the management, function and duties of the activities and facilities under the COMs and will uphold Council's requirements under the Act.

Attachments

Nil.

14.2 2016/2017 COMMUNITY GRANTS PROGRAM - MINOR CATEGORY

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Community Projects Officer
File Name: Community Grants
File No: 68.040.001

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to seek Council's approval of the recommended funding allocations for the 2016/17 Community Grants Program – Minor Category.

An assessment of applications received under the 2016/17 Community Grants Program – Minor Category has been completed; and recommended projects for funding have been listed in this report for Councils consideration.

Cr Ken Clarke, Mayor and Harvey Benton, Deputy Mayor, left the room at 6.12pm after their disclosure of a direct conflict of interest within this report.

(Moved: Councillor R Amery/Councillor D Fuller)

Councillor R Amery moved a motion:

That Cr Dean Rees be elected as temporary chair in the absence of the Mayor, Councillor Ken Clarke and Deputy Mayor, Councillor Harvey Benton

Carried

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor D Fuller)

That Council:

- 1. endorses the allocation \$46,956 for the funding of the following projects as part of the 2016/17 Community Grants Program – Minor Category:***

Community Group	Allocation	Total Allocation
Goulburn & NE Arts Alliance (GANEAA)	4,300	4,300
1st Yarrunga Scout Group	3,481	7,781
North Wangaratta Football Netball Club Inc	5,000	12,781
Wangaratta Festival of Dance	2,000	14,781
Whorouly Public Library Hall	5,000	19,781
OAK 101.3 FM	5,000	24,781
Little Poppet's Play Group	2,629	27,410
Showcase Wangaratta Inc	4,800	32,210
Open Door Neighbourhood House	4,983	37,193
Wangaratta Parkrun	700	37,893
Rotary Club of Wangaratta	5,000	42,893
Wangaratta Woodworkers Inc	4,063	46,956

Carried

Background

Each year Council's Community Grants Program provides financial assistance to local not-for-profit community groups and organisations for the development of programs; and for activities and projects that will enhance the social, cultural and environmental experience for residents of the Rural City of Wangaratta.

The Rural City of Wangaratta 2016/17 Community Grants Program – Minor Category received 23 eligible applications in the current funding round. The total amount of funds requested in this 2016/17 round totalled \$138,064. These applications have been assessed, measured against the application criteria and then scaled from highest to lowest ranking.

The Community Grants Program – Minor Category has an annual budget allocation of \$50,000.

The remaining Community Grants funding in the 2016/17 operational budget is reserved for a Major Category round scheduled for the latter portion of the financial year and an Active Wangaratta category.

Implications

Policy Considerations

The Community Grants Program – Minor Category is informed by Council's Community Grants Program Policy and Procedure (2015).

Financial/Economic Implications

	2016/17 Approved Budget for this proposal \$	This Proposal \$	Variance to Approved Budget \$	Comments
Revenue/Income	Nil	Nil	Nil	
Expense	50,000	46,956	+3,044	
Net Result	50,000	46,956	+3,044	

Legal/Statutory

There are no legal/statutory implications identified for the subject of this report.

Social

The granting of funds to community groups achieves social outcomes that benefit our community.

Other social implications relate to the impact unfunded projects may have on community initiatives and projects. All unsuccessful projects are supported to develop their projects and applications to strengthen future funding opportunities – both within Council and through other avenues.

Environmental/Sustainability Impacts

A number of the grants made will achieve environmental outcomes.

2013 – 2017 Council Plan (2015 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Healthy.

We will research and advocate:

on behalf of our groups and committees to ensure they have the resources and knowledge to do the things they need to do.

We will plan and make decisions for the future:

that ensure we are responding to the current and long-term recreational needs of our community.

The non-negotiables

Things happen based on what our communities know are important to them.

Our community and recreation facilities are well maintained and sustainable.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

N/A

b) Other strategic links

Rural City of Wangaratta Recreation Strategy

RS 7.1.3 Encourage greater informal use of recreation reserves and facilities by:

- Providing safe off-road access for pedestrians and cyclists;
- Promoting the availability of facilities for casual community access (i.e. multi-use hard courts);
- Enhancing the profile/identity of recreation reserves (and available opportunities) by developing standardised signage that is consistent for all reserves across the municipality; and
- Increasing the diversity of available opportunities such as nature walks/walking circuits, exercise stations, informal recreation opportunities for young people and older adults, seating/picnic facilities and play spaces.

RS 7.2.1 Facilitate various activities including forums and guest speakers with the sport and recreation sector to build capacity and skill that will result in increased participation through initiatives such as:

- Offering flexible membership options for new members;
- Running school clinics, after school programs, come 'n' try days and mentoring programs;
- Effectively promoting events and activities;
- Understanding trends and participation at state and regional levels and developing targeted programs and initiatives; and
- Trying innovative ways to deliver activities and modifications that make it easy for new participants.

RS 7.2.3 Work with key groups to establish and promote unstructured recreation opportunities for specific groups in the community, including:

- Playgroups – young parents (walking and exercise groups);
- Sports Venues – spectating parents (walking and exercise groups);
- Youth Services and Schools – young people (use of parks and trails for physical and social activity);
- Older and Young People (mentoring programs across generations); and

- University of the 3rd Age (U3A) and Senior Citizens Centres – older adults (dog ownership and walking, come 'n' try days).

RS 7.3.2 Review the use and capacity of existing ovals in Wangaratta (and surrounding areas), with the aim to maximise the use of existing infrastructure (for cricket and football) prior to the consideration of any new/additional grounds being supported.

RS 7.4.1 Continue to build partnerships with primary and secondary schools throughout the municipality through regular communication and engagement with the aim to:

- Promote sport and recreation opportunities, activities and initiatives (i.e. through school publications);
- Improve pathways for children and young people into community based sport and recreation;
- Encourage greater sharing of school and community facilities/infrastructure (in accordance with access/management arrangements);
- Increase awareness and involvement in the planning of school sport and recreation infrastructure; and
- Trial new initiatives, such as mentoring programs to encourage young people into volunteer roles within the community.

RS 7.4.3 Support and enhance partnerships with local youth providers and groups to ensure that the recreational needs of young people continue to evolve and improve and to ensure young people are involved in the planning of local recreation opportunities.

RS 7.5.6 Promote walking and cycling throughout the community to increase levels of physical activity and health for all age groups by:

- Walking/cycling groups;
- Walking/cycling routes; and
- Directional signage on paths and trails.

Rural City of Wangaratta Community & Wellbeing Plan 2013-2017

4.2.4.1 Provide opportunities for the community redeveloped community facilities to identify accessibility challenges to incorporate Universal Design Principles community facilities.

4.3.2.1 Support activities that build community and social networks.

4.3.2.2 Deliver programs and activities that facilitate intergenerational interaction and foster community inclusion.

4.3.2.3 Provide support to community groups and organisations that seek opportunities for innovation, collaboration and community strengthening.

4.3.2.4 Continue to support the delivery of diverse, innovative and engaging events.

4.3.3.1 *participate fully and contribute to the social, programs and venues being accessible to economic and cultural life disadvantaged sectors in the community.

4.5.2 Develop infrastructure, programs and resources that support and facilitate affordable active living.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Group's ability to contribute committed Cash / in-kind	(3) possible	(2) minor	Medium	Requested detailed financials to support commitment
Group's capacity to implement project with available volunteer capacity	(3) possible	(2) minor	Medium	Continual monitoring throughout project implementation
Group's ability to contribute committed Cash / in-kind	(3) possible	(2) minor	Medium	Requested detailed financials to support commitment

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Internal staff	Internal Noticeboard
Consult	Internal & external stakeholders	In person
Involve	Roadshows	Face-to-face, phone
Collaborate	Eligible applicants	Email, face-to-face
Empower	Successful applicants	Letter, email, phone, face-to-face

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Successful and unsuccessful applicants will be informed of Council's decision.

Conclusion

With assessment now completed, projects for funding have been listed in this report for Councils consideration.

It is requested that Council consider the endorsement of the above listed projects to receive funding under the 2016/17 Community Grants Program – Minor Category – with a total allocation under the funding round of \$46,956.

Attachments

- 1 Minor Grants Highly Ranked 2016

The Mayor, Ken Clarke and Deputy Mayor Harvey Benton returned to the room at 6.14pm.

15. INFRASTRUCTURE SERVICES

15.1 TOWNSHIP SEALING PROGRAM

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Manager - Infrastructure Planning and Delivery
File Name: ROAD MAINTENANCE
File No: 82.040.010

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to provide information in regard to the evaluation criteria used to inform the Township Gravel Roads Sealing Program.

RECOMMENDATION:

(Moved: Councillor H Benton/Councillor D Fuller)

That Council adopts the evaluation criteria and that the program priorities are reviewed annually.

Criteria is as follows:

Criteria	Points allocated
Traffic Volumes	1 – for five vehicles (groups of) 2 – for every commercial vehicle
Safety Considerations: i.e. sight distance, horizontal or vertical alignment, trees within close proximity	1 – low safety concerns 5 – medium safety concerns 10 – high safety concerns Allocate: 2 – additional points for school bus route roads
Potential Dwelling Site	2 - per vacant house lot
Number of Dwellings	1 – to access as existing shed (or such structure) 5 – to access an existing dwelling Allocate: 1 – additional point per dwelling if the dwelling is located 25m or less from edge of road
Community Access: i.e. community access is needed for to travel to places of significance such as tourist attractions, wineries and restaurants	1 – low needs 5 - medium needs 10 – high needs
Connectivity	5 – for a through road

Cost/Number of houses	Calculate the overall cost of sealing the road divided by the number of houses on the road. The higher the score the more cost effective.
Carried	

Background

There are a significant number of unsealed urban roads across the municipality. At the December 2009 Council Meeting, Council resolved to consider a draft urban streets initial sealing program to be delivered over a number of years.

In consideration for such a program there needed to be recognition of the reasonable costs of the work and the development of a system for ranking the various road projects.

In order to develop a program of possible future sealing work Council officers have worked on:

- identifying and quantifying the street lengths and the works required for sealing including associated drainage and other necessary works;
- developing an order of cost estimates for the construction works required along each length of road; and
- developing a ranking system to provide a means for establishing priorities in the implementation of the works program.

A total of 36 projects were initially identified with an overall estimated cost of \$2.19M.

Given the significant number of projects proposed to be delivered under the Program, it was necessary to space out the work over a period of time so not to compromise other budget considerations.

In regards to establishing a ranking system for the various projects, the following evaluation criteria was developed:

The program was successfully implemented and from 2010 onwards, Council have been able to seal a number of roads in township areas.

However, since program development, the list of prioritised works has not been reviewed. Over time and with customer requests, the number of projects on the list has also increased. There are now 47 projects on the list with a total estimated cost of \$4.5M.

In this budget year (2016/17), \$170,000 has been allocated to the Township Gravel Roads Sealing Program. Rather than continue on with the existing program list (developed in 2010) it is considered timely to review the list based on the evaluation criteria. This will ensure that the roads that best meet the evaluation criteria are given priority. It is also recommended that the prioritised list of works be reviewed on an annual basis.

Implications

Policy Considerations

Asset Management Policy

Financial/Economic Implications

The total program is valued at \$4.5M.

A Council-funded allocation of \$170,000 is proposed for 2016/17 to allow the delivery of the highest ranked projects.

It is intended that the proposed program be delivered annually with a funding allocation in the order of \$150,000 to \$200,000. It is also intended that the program be reviewed annually in order to determine priorities.

Legal/Statutory

There are no legal/statutory implications identified for the subject of this report.

Social

Council receives numerous requests annually to seal gravel roads in township areas. Given the substantial cost of this work it is necessary to prioritise works accordingly. Sealing gravel roads benefits the community by reducing the impacts of dust and providing necessary links thus improving the level of service provided to the community.

Environmental/Sustainability Impacts

Sealing gravel roads reduces the impacts of dust related environmental issues. Sealing roads also upgrades the asset, thus minimising the costs necessary for continued maintenance (eg. pot hole filling, grading, re-sheeting).

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Sustainable

We will focus on our business:

developing and implementing management plans; incorporating rolling capital works and cyclic maintenance programs for Council's infrastructure.

The non-negotiables

Asset management systems ensure the sustainability of our community assets.

Strategic Links**a) Rural City of Wangaratta 2030 Community Vision**

N/A

b) Other strategic links

Asset Management Policy

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Not endorsing the evaluation criteria	Remote	Major	14	Medium Risk: Endorsing the criteria would allow for the road projects to be assessed consistently each time the program is reviewed.
Not reviewing the program annually	Probable	Major	9	High Risk: Without reviewing the program annually is it difficult to determine if Council funds are going to the road with the highest priority.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Having a prioritised program assists with communicating anticipated timeframes for the undertaking of works.	Correspondence by phone/email/letter

Conclusion

Endorsing the evaluation criteria and reviewing the program annually will allow for the consistent evaluation of roads that are added to the Township Gravel Roads Sealing Program. This will inform priorities and ensure that gravel roads with the greatest need for an upgrade (from gravel to seal) are prioritised accordingly.

Attachments

Nil.

15.2 WANGARATTA FREIGHT AND LAND USE STUDY 2016

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Director - Infrastructure Services
File Name: WANGARATTA FREIGHT AND LAND USE STUDY 2016
File No: 73.010.029

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to table the Wangaratta Freight and Land Use Study 2016 for adoption.

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor H Benton)

That Council adopts the Wangaratta Freight and Land Use Study 2016.

Carried

Background

The Department of Economic Development, Jobs, Transport and Resources (DEDJTR) and the Rural City of Wangaratta appointed AECOM Australia Pty Ltd to prepare the Wangaratta Freight and Land Use Study 2016 in September 2015.

The Study was prepared in consultation with stakeholders such as transport companies, manufacturing companies, supermarkets, fuel stations and others.

The project team consisted of representatives from Council, VicRoads, (DEDJTR) and Department of Environment, Water, Land and Planning (DEWLP).

A grant of \$25,000 for the project was provided by DEDJTR.

The study was informed by a large number of documents but those of particular significance were:

1. Hume Regional Growth Plan 2014
2. Hume Region Planning for Freight Pilot 2013
3. Wangaratta Growth Areas Structure Planning Report 2015
4. Wangaratta Growth Area Transport Study 2015

This study presents a strategic framework plan of infrastructure, land use and policy actions that will enable the efficient movement of freight to, from and within Wangaratta and its broader catchment area.

To ensure the Rural City of Wangaratta is well equipped to provide an efficient freight network that is adequate for future demands whilst minimising impacts on the amenity and accessibility of local areas, the key objectives of the study were to:

- identify and examine future industrial, commercial and community freight interests and trends
- seek to safeguard and/or future proof freight transport corridors and links
- inform the identification of freight network improvements
- provide the foundation for prioritising future infrastructure investments.

The study provides the basis for further investigation and technical work to determine the feasibility of the identified actions.

Based on input from participating stakeholders and a review of existing relevant studies, the key strategic challenges for freight in Wangaratta are:

- truck traffic travelling through the town centre impacting on amenity and safety
- traffic congestion in the town centre with impacts on freight movements
- need for more fatigue management and rest areas
- access challenges between the Freeway and the Southern Industrial Precinct
- truck access and circulation in the Southern Industrial Precinct
- flooding issues and low height clearance at the rail underpass on Rowan Street impacting on freight movements
- bridge load limit on the rail overpass on Green Street resulting in more trucks using surrounding residential streets
- high volume of trucks on Phillipson Street conflicting with schools and residential uses
- growing demand for High Productivity Freight Vehicles (HPFV) on the road network
- meeting the demands of a growing freight task in the region.

The report proposes responses to resolve the key strategic freight movement challenges through prioritised infrastructure improvements, land use recommendations and regulatory considerations.

A number of strategic actions have been identified and explored within the framework plan to address these issues as summarised in the table below.

Short-term (0-5 years) Strategies
Adopt the recommendations of the Wangaratta Freight and Land Use Study. Reference study and framework map in the Municipal Strategic Statement of the Wangaratta Planning Scheme
Seek feedback on the study from key stakeholders, then review the additional feedback and consider for inclusion in an addendum
Work with VicRoads to improve the roundabout at Greta Road and Mason Street to accommodate larger trucks
Implement preliminary interim north-west bypass route via Cruse Street, Worland Road, Linder Road, Christensen Lane and Wangandary Road with a new bridge crossing over Three Mile Creek designed to accommodate larger trucks
Formalise an interim east-west bypass route on Handley Street, Sisely Avenue, and Cruse Street to connect to the interim north-west bypass route
Investigate an alignment and reserve land for the interim north-west bypass route via Reith Road
Investigate feasibility of a southern east-west bypass route along Clarkes Lane, Jordans Lane and Gravel Pit Road
Consult with businesses in the Southern Industrial Precinct to better understand local access issues and to investigate potential solutions
Investigate land requirements for a new trailer exchange and rest area
Undertake integrated transport and land use planning for residential growth precincts to manage interface issues between urban development and freight corridors
Medium-term (5-10 years) Strategies
Move the interim north-west bypass route when Cruse Street reaches Reith Road, to Cruse Street, Reith Road, Linder Road, Christensen Lane and Wangandary Road
Investigate the need to provide a northbound on-ramp and southbound off-ramp at the Wangaratta Road Hume Freeway interchange
Implement a southern east-west bypass route to connect to the north-west bypass route
Investigate options for a trailer exchange and rest area
Investigate opportunities to implement a freight and logistics hub
Consider the potential transfer of the arterial designation from Phillipson Street to the interim north-west bypass in consultation with VicRoads and the National Heavy Vehicle Regulator (NHVR)
Investigate an alignment and reserve land for the ultimate north-west bypass route

Long-term (10-20 years) Strategies
Implement ultimate north-west bypass route via Warby Range Road
Investigate feasibility of a potential north-east freight and transport connection
Consider limiting truck access in the town centre as freight bypass routes are completed
Ongoing Strategies
Continue to work with neighbouring municipalities and VicRoads to manage competing interests for road space through the <i>SmartRoads</i> process and to identify opportunities to redesignate arterial and freight routes to improve freight movement in line with community needs
Design all future freight routes to enable high productivity freight vehicles (HPFV) where feasible
Identify and implement initiatives to improve freight efficiencies across the entire region
Improve roads in and around the Northern Industrial Precinct as required
Work with neighbouring municipalities, VicRoads and the NHVR to monitor strategic freight routes for Higher Mass Limit (HML) and Oversize and Overmass (OSOM) access and revise where necessary
Consider the demands on the road network and the needs to enhance the operation and condition of roads for freight movements both now and into the future

Implications

Policy Considerations

There are no specific Council policies or strategies that relate to this report.

Financial/Economic Implications

The report identifies a large number of projects that would improve the movement of freight within and through Wangaratta but does not commit Council to any specific financial allocation, as each project will be assessed on an individual basis. The improved movement of freight which will reduce transport times and reduce heavy vehicle movements within the CBD should have a positive economic impact across the City.

Legal/Statutory

There are no legal/statutory implications identified for the subject of this report.

Social

Implementation of the study will reduce heavy vehicle movements with a subsequent improvement in the amenity and social potential within the CBD.

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Connected

We will research and advocate:

for a local and regional transport system that is fast and reliable.

We will plan and make decisions for the future:

developing a freight strategy that considers the size and impacts of freight movements, along with bypass and distribution hub options.

The non-negotiables

Our roads are planned to meet the current and future needs of our community and our industries.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

b) Other strategic links

Wangaratta Growth Areas Structure Planning Report 2015
Wangaratta Growth Area Transport Study 2015

Risk Management

There are no risks identified in adopting the study.

Consultation/Communication

The study included a consultation plan which is detailed in Chapter 3 of the Study.

Conclusion

The Wangaratta Freight and Land Use Study presents a strategic framework plan of infrastructure, land use and policy actions that will enable the efficient movement of freight to, from and within Wangaratta and its broader catchment area. Implementation of the actions identified in the Study will ensure that the Rural City of Wangaratta is well equipped to provide an efficient freight network that is adequate for future demands whilst minimising impacts on the amenity and accessibility of local areas.

Attachments

- 1 WANGARATTA FREIGHT AND LANDUSE STUDY 2016
- 2 WANGARATTA FREIGHT AND LAND USE STUDY 2016 - APPENDIX A
- 3 WANGARATTA FREIGHT AND LAND USE STUDY 2016 - APPENDIX B

15.3 APPOINTMENTS TO NORTH EAST WASTE AND RECOVERY GROUP (NEWRRG)

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Executive Assistant - Infrastructure Services
File Name: External Committees (Not Convened by Council) - (NEWRRG)
File No: F16/324

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to consider Council's appointment of a representative to the North East Waste and Resource Recovery Group Forum and the support for that person to then be nominated for a position on the Board.

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor H Bussell)

That Council:

- 1. *appoints the Director Infrastructure Services, Alan Clark to the North East Waste and Resource Recovery Forum; and***
- 2. *supports the Director Infrastructure Services, Alan Clark's nomination to the North East Waste and Resource Recovery Group Board.***

Carried

Background

The North East Waste and Resource Recovery Group (NEWRRG) was formed on 1 August 2014. The organisation is legislated under the *Environment Protection Act 1970* (the Act) and is one of seven waste and resource recovery groups in Victoria established under the Act. The North East Waste and Resource Recovery region consists of seven municipal districts and three alpine resort management areas as follows:

- Alpine Shire Council
- Benalla Rural City Council
- Falls Creek Alpine Resort Management Board
- Indigo Shire Council
- Mansfield Shire Council
- Mount Hotham Alpine Resort Management Board
- Mount Buller Mount Stirling Alpine Resort Management Board

- Towong Shire Council
- Wangaratta Rural City Council
- Wodonga City Council

North East Local Government Waste Forum

The *Environment Protection Act 1970* (the Act) requires the establishment of a Local Government Waste Forum (the Forum) in each a waste and resource recovery region, consisting of representatives of the councils and alpine resorts in the region. The role of the North East Local Government Waste Forum is to act as a conduit between the NEWRRG and the councils and alpine resorts within the region.

NEWRRG is the secretariat for the North East Local Government Waste Forum. The aims of the Forum are to:

1. develop local governments' capacity to deliver effective, efficient and sustainable waste and resource recovery planning and management across the North East Waste and Resource Recovery Region;
2. engage with industry, government and community stakeholders to improve waste and resource recovery management and planning; and
3. assist the North East Waste and Resource Recovery Group Board to engage councils across the region in the planning and management of waste.

THE BOARD

The board is the governing body of NEWRRG. Board members are appointed by Governor in Council on recommendation of the Minister for Environment, Climate Change and Water. The Board comprises of both skills-based nominees recommended to the Minister through an expression of interest process and four from local government nominated by the North East Local Government Waste Forum. The Chair of the board is appointed by the Minister.

ROLES & RESPONSIBILITIES

The North East Waste and Resource Recovery Group (NEWRRG) role and duties of its Board include: strategy, governance and risk management. The board establishes and monitors governance arrangements for NEWRRG ensuring the preparation of and approving of strategic plans, annual reports, key policies and procedures that will apply to it. The board is also responsible for the appointment and release of the Executive Officer.

Implications

Policy Considerations

Council's Waste Management Strategy 2013.

Legal/Statutory

The **Legislative Objectives** as outlined in the *Environment Protection Act 1970* for North East Waste and Resource Recovery Group are to:

1. undertake waste and resource recovery infrastructure planning to meet the future needs of its waste and resource recovery region while minimising the environmental and public health impacts of waste and resource recovery infrastructure; and
2. facilitate efficient procurement of waste and resource recovery infrastructure and services for its waste and resource recovery region through the collective procurement of waste management facilities and waste and resource recovery services in the region; and
3. integrate regional and local knowledge into State-wide waste and resource recovery market development strategies; and
4. educate businesses and communities within its waste and resource recovery region to reduce waste going to landfill by using waste and resource recovery infrastructure and services efficiently; and
5. ensure Regional Waste and Resource Recovery Implementation Plans and programs are informed by local government, business and community and inform State-wide waste and resource recovery planning and programs.

In seeking to achieve its objectives, NEWRRG must collaborate with councils, Sustainability Victoria, the Environment Protection Authority, industry, business and the community.

The **Legislative Functions** as outlined in the *Environment Protection Act 1970* for NEWRRG are to:

1. plan for the future needs of waste and resource recovery infrastructure within its waste and resource recovery region consistently with the State-Wide Waste and Resource Recovery Infrastructure Plan; and
2. facilitate the provision of waste and resource recovery infrastructure and services by councils within its waste and resource recovery region; and
3. facilitate the development of contracts for the joint procurement of waste management facilities and waste and resource recovery services within its waste and resource recovery region; and
4. manage contracts in the performance of its objectives and functions; and
5. work with Sustainability Victoria, councils, businesses and communities to ensure State-wide waste and resource recovery education programs are adapted to the needs of its waste and resource recovery region and to facilitate the delivery of those education programs; and
6. advise, with Sustainability Victoria, councils and businesses within its waste and resource recovery region on best practices for waste and resource recovery systems, facilities and services; and
7. support its waste and resource recovery region's Local Government Waste Forum to enable the Waste Forum to perform its functions; and
8. undertake waste and resource recovery projects as funded by government, councils and other organisations.

Social

There are no social impacts identified for the subject of this report.

Environmental/Sustainability Impacts

There are a considerable amount of environmental/ sustainability responsibilities delegated to Waste and Resource Recovery Groups as detailed in the summary of legislative objectives and functions detailed above. Council's representative on the Forum and potentially the Board will be representing Councils and the greater Regions' interests.

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Sustainable

We will research and advocate:

for a regional approach to waste management that has economic and environmental benefits.

We will create and deliver:

the outcomes identified in the Rural City of Wangaratta Waste Management Strategy.

The non-negotiables

Develop initiatives for the community to reduce resource use and waste to achieve sustainable living.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

N/A

b) Other strategic links

Waste Management Strategy

Risk Management

No risks are identified within this report.

Consultation/Communication

This nomination is a direct nomination by Council to the Forum, it is not considered appropriate to seek public consultation beyond this report and the matter is now ready for Council consideration.

Options for Consideration

1. Nominate Director Infrastructure Services, Alan Clark to the NEWRRG Forum and support his nomination to the Board.
2. Nominate a Councillor to the position.
3. Nominate another staff member.

Conclusion

The area of Waste and Resource Recovery is a specialised area of management for councils. It is an expensive high risk service with rigorous standards of compliance. The Rural City of Wangaratta is a major player in waste management within the North East and the technical input by an experienced practitioner would best protect Council's interests.

Attachments

Nil.

16. DEVELOPMENT SERVICES

16.1 WANGARATTA PLANNING SCHEME AMENDMENT C67 - OXLEY TOWNSHIP - CONSIDERATION OF SUBMISSIONS TO THE AMENDMENT AND NEXT STEPS IN THE PROCESS

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Strategy Planner
File Name: Wangaratta Planning Scheme Amendment C67
File No: 73.030.084

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to:

- Consider the 12 submissions in response to Wangaratta Planning Scheme Amendment C67 - Oxley Township.
- Summarise the key matters raised in submissions and suggest actions to address submissions.
- Seek Council's agreement to make changes to the exhibited amendment for the purpose of addressing submissions to the amendment.
- Seek Council's agreement to request the appointment of a planning Panel (under Section 8 of the *Planning and Environment Act, 1987*) to consider Wangaratta Planning Scheme Amendment C67, submissions to the amendment and Council's response to submissions.

Amendment C67 was initiated to implement the immediate, short term and ongoing recommendations of the Oxley Township Development Plan (Oxley TDP). It does this by amending the Wangaratta Planning Scheme, specifically amending existing and introducing new local policy, and making changes to the Schedule to the Low Density Residential Zone (LDRZ).

The amendment was exhibited between 8 September and 10 October, 2016. In response to the exhibition process 12 submissions were received. Of the submissions nine objected to the amendment, three supported the amendment. A summary of submissions is included as Attachment 1 to this report.

A number of changes are proposed to the Oxley TDP and the exhibited Amendment C67 documents in response to matters raised in submissions. A summary of proposed changes are outlined in Attachment 2 of this report.

As there are unresolved submissions objecting to Amendment C67, it is recommended that Council resolve to request the Minister for Planning appoint a Panel to consider this matter. If this occurs Officers would report back on the Panel's recommendations at a later date. This course of action is consistent with the steps of the planning scheme amendment process, outlined by the *Planning and Environment Act 1987*.

RECOMMENDATION:

(Moved: Councillor R Amery/Councillor D Rees)

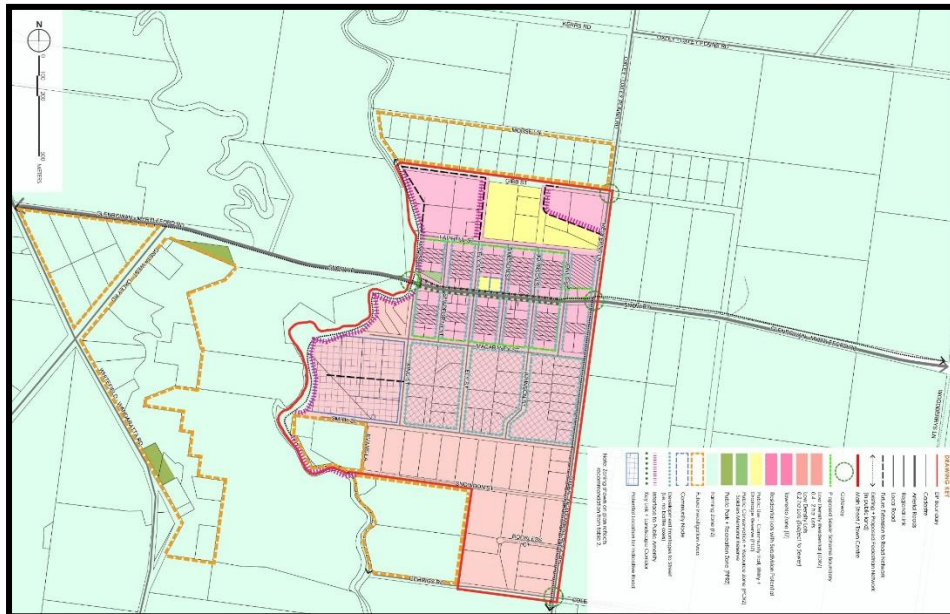
That Council:

- 1. considers all submissions to Wangaratta Planning Scheme Amendment C67 - Oxley Township Development, pursuant to Section 22 (1) of the Planning and Environment Act 1987 (the Act);***
- 2. amends the Oxley Township Development Plan as outlined in Attachments 1 and 2 and adopt the amended document;***
- 3. makes changes to the exhibited Amendment C67 documents, as outlined in Attachments 1 and 2;***
- 4. in accordance with Section 23 of the Act, refers submissions to a Panel appointed under Part 8;***
- 5. advises submitters to Wangaratta Planning Scheme Amendment C67 of Council's decision.***

Carried

Background

Amendment C67 implements the immediate, short term and ongoing recommendations of the Oxley Township Development Plan (TDP), 2015. The area referred to as the Oxley TDP is shown in the plan below:



Oxley TDP, 2015:

The Oxley TDP was developed in response to the recommendations of Council's Population and Housing Strategy, 2013. During the development of the Oxley TDP extensive input was provided by key stakeholders, including authorities who provide infrastructure in the Oxley Township, government agencies, land owners and the broader community. The Oxley TDP proactively addresses projected population growth and manages development pressure. Such development pressure has resulted from upgrades to the sewerage network, and its appeal as a desirable lifestyle location. Recommendations of the Oxley TDP inform changes to local policy. The Oxley TDP was adopted by Council in April, 2015.

Amendment C67 - Public Exhibition Process:

Authorisation from the Department of Environment Land Water and Planning (DELWP) to exhibit Amendment C67 was granted 28 July, 2016. Exhibition of Amendment C67 occurred from 8 September - 10 October, 2016.

Authorisation and the public exhibition process occurred in accordance with the requirements of the *Act*.

Notices were posted to Prescribed Ministers, government departments, statutory authorities, land owners and occupiers affected by Amendment C67. Approx. 240 property owners and occupiers were notified, and provided additional material to explain the amendment process.

A public notice about the amendment was placed in the Wangaratta Chronicle Friday, 2 September, 2016 and in the Victorian Government Gazette, Thursday, 8 September, 2016. Notification about an Information Drop-In Session was circulated in the Wangaratta Chronicle Friday, 9 September, 2016.

The Information Drop-In Session was held in Oxley on Thursday, 22 September, 2016 between 3.30 and 6pm. This session provided land owners and community members with an opportunity to ask planning officers questions about the amendment, in a one-on-one forum.

Approximately 20-25 people attended this session and asked questions about Amendment C67. Questions about subdivision and the broader impacts of the amendment were also raised and answered.

Submissions to Amendment C67

Following the exhibition period 12 submissions were received. Of the submissions:

- Three (3) submission supported the amendment/did not object to the amendment (inclusive of a late submission)
- Nine (9) submissions objected to the amendment and the Oxley TDP (the document providing the strategic justification for the amendment).

Of the submitters:

- Two (2) were authorities
- Ten (10) were residents/land owners

Matters raised by submitters can be summarised as follows:

- Objection to subdivision in Oxley, specifically for smaller lots (generally less than an acre/4000 square metres).
- Objection to the Oxley TDP and the information contained in it. (It is noted this is the document providing the basis for this amendment).
- Objecting to the way information is portrayed in maps within the Oxley TDP (specifically, proposed future roads and walkways and noting public access is available along the King River frontage on Crown land).
- *Objections based on a perception the amendment is devaluing individual property values.
- *Council funding and infrastructure priorities should be more focused providing sealed roads and closed drainage.
- Proposal for development not previously considered by the amendment

Matters identified with an * are considered to be beyond the scope of Amendment C76. A full summary of each submission and a recommended response is contained in Attachment 1.

Pursuant to section 23(1) of the Act, when considering a submission that requests a change to an amendment, Council must:

- (a) Change the amendment in the manner requested; or
- (b) Refer the submission to a Panel appointed under Part of the Act; or
- (c) Abandon the amendment or part of the amendment.

Summary of Recommended Changes:

Oxley TDP: It is recommended Council amend the Oxley TDP (i.e. the background document and maps) and adopt it with changes.

Changes proposed address administrative errors and change the way information is represented on maps included within the document. Examples of changes include:

- Removal of the reference to a caravan park
- Changes to the Oxley TDP to change the symbol used for a proposed road in the Oxley TDP plan and other background plans

Proposed changes to the Oxley TDP are outlined in further detail in Attachment 2 to this report.

Amendment C67 Documents: Changes to the Oxley TDP will result in the need to make minor changes to maps contained within Clause 21.07 and 22.09.

In addition to the above changes, a further request to include land identified in Precinct I of the Oxley TDP, as a short term recommendation (i.e. 2 years) was received. This cannot be supported at this time. This request would necessitate rezoning land from Farming Zone (FZ) to Rural Living Zone (RLZ) and consequently provide an oversupply of land required to meet current population growth projections. In support of this request the submitter has identified a social enterprise aimed at providing transitional accommodation for retiring farmers. This social enterprise is beyond the scope of this amendment and would require land to be rezoned. Introducing a rezoning element to the amendment at this stage is considered to be a transformation of the amendment.

Post Exhibition Consultation:

A post-exhibition meeting was held for land owners. The purpose of the meeting was to further understand issues the land owners raised, explain some of the limitations of the amendment process, and the steps in the process required to finalise the amendment.

Eight people (representing five submissions) attended this meeting. At this meeting some of the submitters identified concerns with the planning process and information contained in the Oxley TDP. In response, it noted that the Oxley TDP was completed and based on sound land use planning principles, and has demonstrated a collaborative planning process. Minor changes to the Oxley TDP can address some of the issues raised in submissions.

However a number of issues cannot be addressed and the appointment of a Panel will give submitters a further opportunity to present outstanding matters to an independent third party, prior to any final decisions about Amendment C67 being made by Council.

Consideration of submissions:

The following diagram outlines the steps in the amendment process. The blue boxes identify steps undertaken and the orange boxes are the steps required to be completed to finalise the amendment.



Officers are proposing a number of changes to the Oxley TDP and the amendment documents to address matters raised in the submission. However as Council have unresolved submissions stating that they object to the amendment, it is recommended to proceed to a Panel as the next step in the amendment process.

Implications**Policy Considerations**

Council's adopted Population and Housing Strategy, 2013, states the preparation of the Oxley TDP as a short term recommendation. The Oxley TDP provides opportunity to diversify housing and accommodate modest population growth.

Financial/Economic Implications**Financial Impacts**

This amendment is funded by Council under the Strategic Planning 2016-2017 budget. Costs directly attributed to the amendment are the responsibility of Council. The main costs associated with this amendment, going forward are identified as:

- Running a Planning Panel, which may include expert input from Mesh Planning in the capacity as an expert witness. To provide an indicative cost estimate, a Panel Hearing running 2 days and heard by 1 Panel Member may cost around \$8-10,000 (expert witnesses are an additional cost).
- Statutory Fees associated with processing a planning scheme amendment (submitting an adopted amendment for approval attracts a fee of \$524.00).

Legal/Statutory

All procedures associated with this amendment comply with the legislative requirements of the *Planning and Environment Act 1987*.

Social

The Oxley TDP, the strategic basis for the amendment, supports Councils Community Vision and the Oxley Community Plan. Although the top priorities from the Community Plan are not able to be implemented through land use planning process, this amendment provides the foundations to build social capital by providing opportunity for modest growth, to support existing community infrastructure, for example to support the Oxley Primary School.

Environmental/Sustainability Impacts

Amendment C67 considers environmental conditions (for example areas that are flood affected) and directs future development into areas that are unaffected by environmental conditions as the preferred locations for development.

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are growing

We are connected

We are sustainable

We will create and deliver:

open spaces throughout our municipality that allow everyone to enjoy our beautiful environment and location

enhanced urban areas with vegetation corridors for environmental, recreational and aesthetic benefit to the community

We will plan and make decisions for the future:

By updating the Planning Scheme and the Municipal Strategic Statement by developing new and reviewing existing strategies, including Rural Land Use

by identifying future development areas and giving consideration to potential planning scheme amendments and development contributions

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision and Municipal Health and Wellbeing Plan 2013-2017

b) Other strategic links

Population and Housing Strategy, 2013 (RCOW)
Hume Regional Growth Plan, 2014 (Victorian State Government).

Risk Management

Addressing submissions where possible and requesting a Panel is the best way to proceed with this amendment, as it follows the steps required to complete a planning scheme amendment in accordance with the legislative requirements of the Act. This is the lowest risk pathway forward.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	N/A	N/A
Consult	<i>We will keep you informed, listen to and acknowledge concerns and aspirations, and provide feedback on how public input influenced the decision. We will seek your feedback on drafts and proposals.</i>	<i>To obtain public feedback on analysis, alternatives and/or decisions.</i>
Involve	<i>We will work with you to ensure that your concerns and aspirations are directly reflected in the alternatives developed and provide feedback on how public input influenced the decision</i>	<i>To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.</i>
Collaborate	N/A	N/A
Empower	N/A	N/A

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Options for Consideration

Recommended

Consider submissions, and:

- 1. Make changes to the Oxley TDP and exhibited Amendment C67 documents,*
- 2. Request the appointment of a Panel to consider outstanding matters raised in submissions to the amendment and Councils response to submissions.*

This is the recommended course of action. It considers all submissions and makes changes as requested where possible and as required by the Act. This will achieve the best planning outcome.

Not Recommended

Consider submissions, do not make any changes to the amendment documents and request an independent Planning Panel be convened to consider any outstanding matters raised in submission to the amendment.

This is not recommended as Officers have proposed a number of changes to address concerns raised. Failing to make changes demonstrates either that Council has not understood the concerns of the submitters or identified the submissions as irrelevant (which is not the case for Amendment C67).

Not Recommended

Abandon the amendment.

This option fails to implement the recommendations of the Oxley TDP, which is a significant body of work recommended by Councils Population and Housing Strategy, 2013.

Conclusion

Amendment C67 has been through the exhibition process in accordance with the requirements of the *Planning and Environment Act 1987*.

Submissions have been considered and addressed where possible, however some remain outstanding. To progress the amendment it is recommended to request the Minister for Planning to appoint a Panel. Following the Panel hearing Officers will report the recommendations of the Panel back to Council for further consideration.

Attachments

- 1 Submissions Summary
- 2 Proposed Changes to Oxley TDP and C67 Exhibition Documents

16.2 REGIONAL ECONOMIC DEVELOPMENT - SALE OF INDUSTRIAL LAND

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Economic Development Coordinator
File Name: Regional Economic Development
File No: 25.010.007

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Executive Summary

This report is presented to Council to seek endorsement of the sale of Council owned industrial land by private treaty in North Wangaratta Industrial Estate for the development of a new factory. The land, located at 39 Buckler Road North Wangaratta, is 1.766ha in size and shown on the attached site plan (Lot 7). Closing date for written submissions regarding the proposed sale was Friday 18 November, with no submissions received.

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor D Rees)

That Council:

- 1. endorses the sale of land contained in Certificate of Title Volume 11492, Folio 972 being Lot 7 on Plan of Subdivision 601794 and located at 39 Buckler Road North Wangaratta; and***
- 2. advises the prospective purchaser of this decision.***

Carried

Background

The proposed purchaser is seeking to relocate a manufacturing business from Tasmania and has decided to use North Wangaratta land as its home base. Negotiations have been ongoing with the company for several months and it is anticipated that the company, once operational, will create 10 – 12 jobs initially. Council, as required by regulation, has undertaken a valuation on the land within the past six months, and purchase price has been agreed.

Implications

Policy Considerations

The Council Plan and Economic Development Strategy support industry growth and job creation in the North Wangaratta area.

Financial/Economic Implications

Expenditure incurred at this stage has been for an initial market valuation. Further expenditure will be incurred for legal costs associated with conveyancing.

Legal/Statutory

There are legal/statutory implications identified for the subject of this report involving the sale of public land and Council will continue to follow that formal process.

In accordance with Section 189 and 223 of the *Local Government Act 1989* Council has given public notice of at least four weeks prior to selling the land. Council has also given the public the right to make a submission on the proposed sale and as required, has obtained a market valuation of the property within the past six months. No public submissions have been received.

Social

The creation of new jobs and the attraction of new businesses within the municipality is vitally important for the sustainability of the local economy and the potential retention of youth in the area.

Environmental/Sustainability Impacts

There are no environmental/ sustainability impacts identified for this subject of this report.

2013 – 2017 Council Plan (2016 Revision)

This report supports the 2013-2017 Council Plan:

Goal

We are Growing

We will plan and make decisions for the future:

that will provide assistance to local manufacturers and help our existing industry sectors grow, innovate and employ more people.

to ensure we have sufficient industrial land to attract new businesses and create jobs.

The non-negotiables

our economy is diverse and strong – providing our residents with a range of employment and lifestyles opportunities.

investment in new industries is supported and encouraged.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

N/A

b) Other strategic links

Economic Development & Tourism Strategy 2016 - 2020

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Keep informed	Newspaper Website newsletters
Consult	Submissions sought	Advertisement in newspaper
Involve	N/A	N/A
Collaborate	N/A	N/A
Empower	N/A	N/A

No submissions have been received from the public following the four week exhibition period.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Options for Consideration

1. Support the Officers recommendations
2. Support the Officers recommendations with amendments
3. Do not support the Officers recommendations

Conclusion

The sale of this parcel of land will allow for the relocation and establishment of a new company to this municipality. It is expected to create jobs during the construction phase and approximately 10-12 jobs at commencement with expected future growth.

Attachments

- 1 Site Plan: Lot 7 Buckler Road North Wangaratta

17. SPECIAL COMMITTEE REPORTS

Nil

18. ADVISORY COMMITTEE REPORTS

Nil

19. RECORDS OF ASSEMBLIES OF COUNCILLORS

19.1 RECORDS OF ASSEMBLY OF COUNCILLORS

Meeting Type: Ordinary Council Meeting
Date of Meeting: 13 December 2016
Author: Executive Assistant Corporate Services
File Name: Records of Assembly of Councillors
File No: 10.020.1001

Executive Summary

An “Assembly of Councillors” is a meeting at which matters are considered that are intended or likely to be the subject of a Council decision and is either of the following:

- a meeting of an advisory committee where at least one Councillor is present; or
- a planned or scheduled meeting that includes at least half the Councillors and at least one Council officer.

At an assembly of Councillors, a written record is kept of:

- a) the names of all Councillors and members of the Council staff attending;
- b) the matters considered;
- c) any conflict of interest disclosures made by a Councillor attending; and
- d) whether a Councillor who has disclosed a conflict of interest leaves the assembly.

The written record of an assembly of Councillors is, as soon as practicable:

- a) reported at an Ordinary Meeting of the Council; and
- b) incorporated in the Minutes of that Council meeting.

Date	Meeting details	Refer
22 November 2016	Pre-Council Briefing Forum	Attachment
28 November 2016	Councillor Briefing Forum	Attachment
5 December 2016	Councillor Briefing Forum	Attachment

RECOMMENDATION:

(Moved: Councillor H Bussell/Councillor D Rees)

That Council receives the reports of Assemblies of Councillors.

Carried

Attachments

- 1 Assembly of Councillors - 22 November 2016

- 2 Assembly of Councillors - 28 November 2016
- 3 Assembly of Councillors - 5 December 2016

20. NOTICES OF MOTION

Nil

21. URGENT BUSINESS**22. PUBLIC QUESTION TIME****Jim Lewis - Wangaratta**

The streaming of Council meetings is appreciated by many in different ways. As a piece of technology it will be subject to failure or intermittent faults. Can an 'apology' display be developed for display when normal streaming fails? This would guide users to alternatives.

Could 'sound only' be investigated in cases of full streaming failure?

Ken Clarke, Mayor replied that we all had problems at the Milawa meeting with internet connection which lead to it not streaming properly.

Ruth Kneebone, Director Corporate Services replied yes, we can issue an apology or a failure display on the link so that people are aware. We can also try a lesser quality of picture to lower the bandwidth needed to livestream. We can provide a sound only version if all else fails and we will also consider looking into doing a live podcast.

Ron Summers - Wangaratta

Why is there apparent haste in relation to the consultation about the use of the former Yarrunga pool site?

How large can the suggestions be, what is the budget?

What is the progress in relation to pedestrian crossings?

Jaime Carroll, Director Community Wellbeing replied consultation for the development of the Yarrunga pool has been planned at this time of year due to people being out and about at this time of the year and using our public spaces. We received feedback from some of our local schools that this would be a great opportunity especially around playgrounds and the future use of the Yarrunga pool site. It's got to do with timing and holidays, so people are not yet on holidays and have time to participate in the consultation.

Council's general process in committing funds would be that we would scope up a project with proper costings based on concepts and designs so that we can put forward to Council a detailed budget submission. We can't do that until we know what the preferred idea is from the community.

One of the reasons we have asked people to put in their ideas, no matter how bold, is that there is lots of opportunities for us to access funding. There are lots of innovating ideas and we encourage anyone to come forward.

There is significant planning at the moment regarding the installation of pedestrian crossings around the CBD. We are working with VIC Roads to work out where the best sites for installation. The crossings will be and they will be rolled out progressively over the next few years. They won't be something that suddenly pops up, but we are working on them.

Brian Fox – Wangaratta

The CBD is not well recognised as our commercial hub. When will a 7am to 7pm curfew on articulated trucks travelling through Murphy Street be implemented?

Alan Clark Director Infrastructure Services *replied you are talking about an arterial road which is controlled by VIC Roads and I doubt that will ever occur while that road is managed by VIC Roads. The roads Act is very clear that the roads are for use by all and I would be surprised if the state government put those kind of restrictions on it. Even if it became a council road and this is very unlikely, I don't think that would happen at all.*

Gary Nevin – Bobinawarrah

This question relates to report 13.2 Code of Conduct. My recollection is that when the existing Code of Conduct was adopted there was extra information provided in the recommendation like, notice to the Wangaratta Chronicle, place on website, give notice by a certain amount of time and establish a committee to hear any submissions, why is this information now not here?

Brendan McGrath, Chief Executive Officer *replied, that is a good point and the report sets out most of the detail of what you have just addressed on what the process is supposed to be. Ordinarily the recommendation would be a bit more descriptive about setting dates and making the steps clear. I agree on reflection that the recommendation could have described those processes better.*

Phil Larkins – Moyhu

The recycling yard in Moyhu seems to have been left out of the new contract with JJ Richards and can it be put back into the contract?

People are wondering where they will put their recycling. They do not know where the transfer station is as it is more than 4km out of town.

Alan Clark Director Infrastructure Services *replied, yes JJ Richards commenced as the recycling contractor and we have been very unhappy with their performance to date. It is unlikely that we will reopen the recycling at that depot. The transfer stations are there to collect the recycling.*

We will be reviewing the whole Waste Strategy, so we can take that on and consider it as part of the review.

Jim Lewis – Wangaratta

Bus services with four routes and more that 12 services everyday weekly should be enough to solve some of the needs of the travelling. Could some investigation by Council and or Fallon's, help in looking at the town movement of traffic and also look at reducing the congestion and parking problems?

***Jaime Carroll, Director Community Wellbeing** replied that was one of the key points looked at in the CBD Masterplan. One of the priorities' was exactly what you have just mentioned, to utilise public transport better and curb the number of vehicles with in the CBD. There is a lack of understanding around the bus routes that are available and where the stops are and we think some promotion of that may help.*

Matthew McLauren – Wangaratta

With the new estates being built and children going to school, with the High School and Philipson Street and all the primary schools, traffic is just mayhem. The new bus routes haven't been changed for years and are not compatible. It is out of line for what Wangaratta needs with continuing development.

***Cr Dean Rees** replied that, I have recently had another issue with bus routes and spoken directly with Fallon's. I would suggest to lobbying Fallon's bus lines and that will be sent to the state government to increase their bus numbers. Fallon's are paid through the state government on contracts. Get a panel or committee together to develop a petition and lobby the state government to increase runs into the new estates where there are no bus runs.*

23. CONFIDENTIAL BUSINESS

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor H Bussell)

Councillor M Currie moved a motion:

That the meeting close to address a confidential business item.

Carried

24. CLOSURE OF MEETING

The Meeting closed at 7.02pm

