

Minutes

Of the Ordinary Council Meeting

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

Date: 18 July 2017

Time: 6.00pm



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**

Councillors:

Mr David Fuller, Mr Dean Rees, Mr Harry Bussell, Mr Harvey Benton, Mr Ken Clarke OAM, Mr Mark Currie, Mrs 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**

Councillors:

Nil

Officers:

Nil

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

ORDER OF BUSINESS

6. **CITIZEN CEREMONY**

Nil

7. **CONFIRMATION OF MINUTES**

RECOMMENDATION:

(Moved: Councillor D Rees/Councillor H Bussell)

That Council read and confirm the Minutes of the Ordinary Meeting of 20 June 2017 and the Special Meeting of 26 June 2017 as a true and

accurate record of the proceedings of the meetings.

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.

9. RECEPTION OF PETITIONS

9.1 PETITION - RSL POKER MACHINES

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	18 July 2017
Author:	Executive Assistant Corporate Services and Councillors
File Name:	Submission & Petition - Wangaratta RSL Poker Machines
File No:	C17/8593

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.

Cr Ken Clarke declared an indirect conflict of interest in relation to this matter as he is a former board member of the Wangaratta R.S.L and left the room at 6.03pm, returning at 6.07pm.

Executive Summary

9.1a - A petition/joint letter containing 137 signatures from community members has been received.

The petition requests that elected representatives and Council staff engage meaningfully with a wide range of stakeholders before making a decision on the permit.

A copy of the letter has been provided to Councillors under separate cover.

RECOMMENDATION:

(Moved: Councillor D Rees/Councillor D Fuller)

- 1. That the petition regarding the RSL Poker Machines be received.**
- 2. That a report into investigations into the request within the petition be referred to the Chief Executive Officer for report to the August Ordinary Council meeting.**

Carried

9.1b - A petition/joint letter containing 224 signatures from the members of the Wangaratta RSL Sub-branch has been received.

The petition requests that elected representatives of Council support the Wangaratta RSL Sub-Branch's planning application to relocate to the Sydney Hotel and note that the signatories support the extra gaming machines that the RSL needs to finance the project.

Councillor D Rees moved a motion:

(Moved: Councillor D Rees/Councillor M Currie)

- 1. That the petition regarding the RSL Sub-Branch's planning application be received.**
- 2. That a report into investigations into the request within the petition be referred to the Chief Executive Officer for report to the August Ordinary Council meeting.**

Carried

Conclusion

In accordance with Local Law No.2 of 2016 – Governance and Meeting Conduct, if a petition is presented to the Council, the motions that may be considered are –

- a) That the petition be received
- b) That the petition be referred to the Chief Executive Officer for consideration and response or
- c) That the petition be referred to the Chief Executive Officer for report to a future Council meeting.

Attachments

- 1 Wangaratta RSL Poker Machines Petition - Confidential

9.2 PETITION - KING GEORGE GARDENS AND OVENS STREET WANGARATTA PERFORMANCE PLATFORM REMOVAL

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Manager - Infrastructure Planning and Delivery
File Name: Submission - King George Gardens & Ovens Street Wangaratta
File No: C17/6020

Council's Coordinator, Technical Services has declared a conflict of interest in relation to this matter.

Executive Summary

A petition containing 284 signatures from Catherine Rogers been received.

The petition objects to the proposed removal of the performance platform within King George V Gardens and Council should encourage further use of the current platform by adding an unobtrusive shade panel.

A copy of the letter has been provided to Councillors under separate cover.

RECOMMENDATION:

(Moved: Councillor R Amery/Councillor M Currie)

- 1. That the petition regarding the removal of the performance platform in King George Gardens be received.**
- 2. That a report into investigations into the request within the petition be referred to the Chief Executive Officer for report to the August Ordinary Council meeting.**

Carried

Conclusion

In accordance with Local Law No.2 of 2016 – Governance and Meeting Conduct, if a petition is presented to the Council, the motions that may be considered are –

- a) That the petition be received
- b) That the petition be referred to the Chief Executive Officer for consideration and response or
- c) That the petition be referred to the Chief Executive Officer for report to a future Council meeting.

Attachments

- 1 King George Gardens and Ovens Street Performance Platform Petition 2017 - Confidential

9.3 PETITION - MOLONEY'S SQUARE PROJECT

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Executive Assistant Corporate Services and Councillors
File Name: Moloney's Arcade - Submissions
File No: D17/46117

Executive Summary

A petition/joint letter containing 209 signatures from citizens and 28 from traders been received from Sophie Lorback, North East Natural Health Centre.

The petition requests Councillors vote against the Moloney's Square project.

A copy of the letter has been provided to Councillors under separate cover.

RECOMMENDATION:

(Moved: Councillor R Amery/Councillor H Bussell)

- 1. *That the petition/joint letter regarding the Moloney's Square project be received.***
- 2. *That the petition/joint letter be referred to the Chief Executive Officer for report to the August Council meeting.***

Carried

Conclusion

In accordance with Local Law No.2 of 2016 – Governance and Meeting Conduct, if a petition is presented to the Council, the motions that may be considered are –

- a) That the petition be received
- b) That the petition be referred to the Chief Executive Officer for consideration and response or
- c) That the petition be referred to the Chief Executive Officer for report to a future Council meeting.

Attachments

- 1 Moloney's Square Petition 2017 - Traders - Confidential
- 2 Moloney's Square Petition 2017 - Citizens - Confidential

10. HEARING OF DEPUTATIONS

PRESENTATION OF REPORTS

11. COUNCILLOR REPORTS

Nil

OFFICERS' REPORTS

12. EXECUTIVE SERVICES

Nil

13. CORPORATE SERVICES

13.1 REGISTER OF INTERESTS RETURNS POLICY REVIEW

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Governance and Risk Advisor
File Name: GOVERNANCE - Registers - Register of Interests
File No: F16/2114

Executive Summary

This report is presented to Council to commence the process of seeking feedback on the review of Council's Register of Interests Returns Policy.

RECOMMENDATION:

(Moved: Councillor H Benton/Councillor H Bussell)

That Council:

- 1. endorses the Register of Interests Returns Policy 2017 for public exhibition;***
- 2. invites public submissions regarding the Register of Interests Returns Policy 2017 in accordance with Council's "Major Council Policy Consultation Local Law No.4 of 2015" (the Local Law) up to close of business on Friday 18 August 2017;***
- 3. If submissions are received under the Local Law:***
 - a. Convenes a Special Council Meeting to hear from any person or persons who request to be heard in support of their written submission; and***
 - b. Receives a report on any Local Law submissions and any hearings held and resolves the Register of Interests Returns Policy 2017 at the Ordinary Council Meeting of 19 September 2017; and; and***
- 4. If no submissions are received under the Local Law, resolves to adopt the Register of Interests Returns Policy 2017 without further resolution of Council.***

Carried

Background

Council adopted the current Register of Interests Returns Policy (the Policy) in 2014.

It establishes the requirements for the lodgement of Primary and Ordinary Returns as required by section 81 of the *Local Government Act 1989* (the Act).

The Act and the Policy ensure public transparency and also serve to remind those persons who are required to lodge returns about their obligations to avoid conflicts of interest.

No material changes to the policy are necessary at this time. Administrative changes reflecting the replacement of wording referring to Administrators with Councillors and updating of dates have been made.

Implications

Policy Considerations

Council is scheduled to review the Policy in this calendar year.

The proposed policy is a Major Council Policy and therefore must be subject to the consultation process set out in the Major Council Policy Consultation Local Law No. 4 of 2015.

Legal/Statutory

Section 81 of the Act requires lodgement of returns by specified classes of persons and also allows for exemption of classes of persons by Council resolution.

2017 – 2021 Council Plan

This report supports the 2017-2021 Council Plan:

Goal

We are Sustainable

The non-negotiables

Our Legislative, governance and compliance requirements will be met.

Risk Management

The proposed policy aims to achieve high standards of probity, transparency and accountability through the avoidance of conflicts of interest in governance processes and decision making.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Community	Website Public notice in local

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
		newspaper
Consult	Community	Request submissions.

The Policy is a Major Council Policy and is subject to the provisions of the Major Council Policy Consultation Local Law No. 4 of 2015 which requires a public exhibition and submission process to be undertaken. This process is planned to commence with Council endorsement at the Ordinary Council Meeting on 18 July 2017 and conclude with adoption of the Policy at the Ordinary Council Meeting on 19 September 2017.

A public notice will be published in the Wangaratta Chronicle on Friday 21 July 2017 explaining the submission process. Submissions will be received up to close of business on Friday 18 August 2017.

In their written submission, a person may also request to be heard by a Committee of Council in support of their submission, prior to Council considering the proposal. A Special Committee of Council will be established to hear submissions on the proposed policy, if required, at a time to be determined.

Options for Consideration

The review is scheduled to occur this year and the process is governed by the Major Council Policy Consultation Local Law. The review may be deferred but there are no alternatives to the consultation process outlined above.

Conclusion

The review process facilitates compliance with the requirements of Section 81 of the Act which establishes a declaration of interests regime.

Officers believe the Policy is ready to be exhibited.

Attachments

- 1 Register of Interests Returns Policy 2017

14. COMMUNITY WELLBEING

Nil

15. INFRASTRUCTURE SERVICES

15.1 PUBLIC TOILETS REVIEW

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Manager - Infrastructure Planning and Delivery
File Name: 2017 Public Toilet Review
File No: S17/2668

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

At the Ordinary Council Meeting on 16 May 2017 it was recommended that Council undertake a service review of public toilet facilities within the Rural City of Wangaratta. The service review is now presented to Council (refer attached). It is anticipated that the information provided in the review will assist Council in making decisions relating to the future provision of public toilet services.

On several occasions, the Tarrawingee Recreation Reserve Committee of Management have contacted Council requesting that Council commit to the cleaning of the toilet facilities at the Tarrawingee Recreation Reserve. In response, Council have declined indicating that more information regarding the provision of the service needed to be provided before committing to the cleaning of a toilet facility that is neither Council owned or managed.

The purpose of the Public Toilet Review is to provide information to support the principles of demand, accessibility, ownership and maintenance, cleanliness, asset condition and environmentally sensitive design. Measures are established to identify whether Council is meeting these principles.

The review has identified that there is a need to focus on maintaining and upgrading/ renewing existing public toilet facilities before committing to the cleaning of facilities that are neither owned nor managed by Council.

RECOMMENDATION:

(Moved: Councillor H Bussell/Councillor D Fuller)

That Council:

- 1. notes the Public Toilets Review***
 - 2. develops a Public Toilet Improvement Action Plan to formally implement the Key Directions identified in the Public Toilets Review.***
- Carried**

Background

With the exception of the completion of a very basic public toilets service review in 2014, Council has not undertaken a comprehensive review relating to the service provision of public toilets.

Council has never had a capital works program dedicated solely to the renewal and upgrade of public toilet facilities. As a result, the existing infrastructure is ageing and in many instances not meeting the design and accessibility standards that are required today.

Council cleans thirty five public toilets across the municipality. Currently there is an inconsistent approach to the cleaning of public toilets, especially regarding the cleaning of public toilet facilities that are on land not owned or managed by Council. Of the thirty five public toilets, twelve are located on land owned by Council. The remaining twenty three public toilet facilities are located on Crown Land whereby various management responsibilities exist.

The 2017/18 adopted budget for public toilet cleaning is \$263,641 per annum, and the toilet maintenance budget is approximately \$100,000 per annum. Maintenance work includes general repairs, vandalism, graffiti removal, plumbing and blockages. The maintenance budget is required to keep the public toilets at their existing standard and does not include any improvements.

Asset condition data collected in 2016 indicates that the building structure of Council's public toilets is in good to fair condition, however, the external fixtures, internal fixtures, and fit out are generally considered fair. Estimated renewal costs to upgrade/renew the thirty five public toilets that Council currently clean would be in the order of \$2,665,500. Hence there is a need for the development of a ten year capital planning program and the need to commit funding to maintain, repair, renew and renovate existing public toilet facilities, with a focus on those where the frequency of visitation is higher, such as major retail centres and regional parks.

Funding associated with the provision of public toilets needs to be understood before any further commitments are made to either build new toilet facilities or commit to the cleaning of public toilet facilities that are not Council assets.

Implications

To commit to cleaning the toilet facilities at non-council owned or managed sports reserves such as the Tarrawingee Recreation Reserve, would raise an expectation that Council clean public facilities at other non-council owned or managed sports reserves.

It would then also be necessary to give consideration to the standard of the facility and what capital improvements are necessary in order to provide the level of service expected by the community. Council already have a significant backlog where maintenance and renewal are concerned.

Policy Considerations

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

However, the Asset Management Policy (2016) states that the Asset Management Vision is to:

Provide and maintain assets that are accessible, safe, sustainable and responsive to the needs of the community.

This is in regards to Council owned assets.

Financial/Economic Implications

Council's 2017/18 adopted annual public toilet cleaning budget is \$263,641. The maintenance budget is approximately \$100,000. Estimates to renew/upgrade existing public toilets to meet accessibility and environmental standards are in the order of \$2,665,500. In addition, the implementation of an annual cyclic maintenance program could increase maintenance costs to \$410,500.

If Council were to accept cleaning responsibilities for additional facilities, the cleaning budget would need to be increased. Assuming one staff member, one vehicle, cleaning products and consumables, the cost of cleaning the facility is approximated at \$75.00 per visit or \$3,900.00 annually.

In addition, the condition and capital improvement needs must be determined and considered as this could potentially increase both the annual maintenance budget and the annual renewal budget.

Legal/Statutory

Renewing/upgrading or building new public facilities requires Council to meet the accessibility of the built environment by people with a disability Australian Standards 1428. Council must comply with the Commonwealth Disability Discrimination Act 1992 in particular the sections that relate to premises.

Social

A lack of public toilets or accessibility to them can result in social isolation and create difficulties for daily life. People who have to plan their activities or schedules around toileting needs are frequent users of public toilets. They include the elderly, parents with children, people with certain disabilities, people with a range of medical conditions, and workers whose jobs involve driving.

Environmental/Sustainability Impacts

Sustainable, water-wise and energy efficient technologies need to be considered for installation in all new and existing toilet facilities. This includes, but is not limited to, grey water tanks, rain water tanks, recycled water, solar energy harvesting, passive lighting and other emerging technologies.

2017 – 2021 Council Plan

This report supports the 2017-2021 Council Plan:

Goal

We are Sustainable

We will plan, research and advocate for the future

To assist the community to reduce their impact on the environment.

We will focus on our Business

By developing and implementing long term management plans, incorporating rolling capital works and cyclic maintenance programs for Council's infrastructure.

By ensuring that we have the processes in place to support our community groups and committees to be viable and sustainable.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

A safe and accessible community.

The Rural City of Wangaratta is an accessible community, where anyone, regardless of their age, race, religion or ability is able to access the things they need to fulfil their potential and live a happy productive life.

b) Other strategic links

N/A

Risk Management

Committing to cleaning additional facilities imposes a financial risk to Council. Assuming responsibility for assets not owned or insured by Council also need to be considered as a risk.

Consultation/Communication

Consultation will be undertaken with relevant stakeholders following approval of the recommendations in this report.

Conclusion

Currently there is an inconsistent approach to the cleaning of toilets at Recreation Reserves. Information provided in the Public Toilet Review must be considered before committing to cleaning additional facilities, especially those which Council do not own or manage.

Attachments

1 Public Toilet Review

16. DEVELOPMENT SERVICES

16.1 DRAFT WANGARATTA INDUSTRIAL LAND USE STRATEGY

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Principal Statutory Planner
File Name: Strategic Management - Planning - Industrial Land Use Strategy
File No: F16/204

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 a background to the preparation of the Draft Wangaratta Industrial Land Use Strategy (the Draft Strategy).
- Provide an outline of the findings and recommendations of the Draft Strategy.
- Provide a summary of the next steps in the process required to finalise the Strategy
- Seek Council's endorsement of the Draft Strategy 2015 for public exhibition.

The draft Strategy has been prepared for the Rural City of Wangaratta by Centrum Town Planning in conjunction with Tim Nott Economics and Terraco.

RECOMMENDATION:

(Moved: Councillor M Currie/Councillor H Benton)

That Council:

- 1. endorses the Draft Wangaratta Industrial Land Use Strategy and Background Report for community consultation;***
- 2. invites submissions regarding the Draft Industrial Land Use Strategy and Background Report for the period of 1 month (commencing Friday, 21 July and concluding at the close of business on Friday 18 August 2017);***
- 3. reviews any feedback on the draft documents and prepares a final Wangaratta Industrial Land Use Strategy and Background Report for Councils consideration and adoption.***

Carried

Background

The overall aim of the Strategy is to:

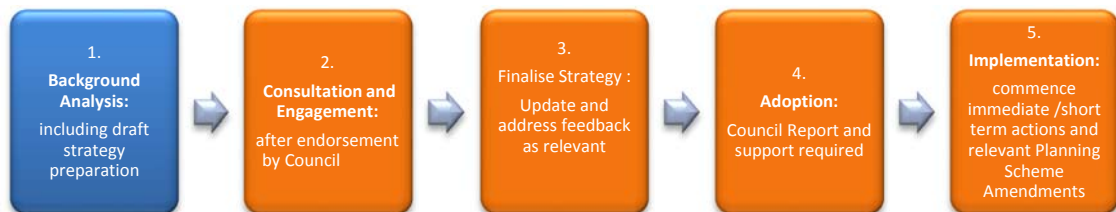
- ensure that there are sufficient opportunities to accommodate a range of industrial uses in Wangaratta.
- produce a planning framework to guide development in the industrial areas of the town.
- inform future changes to the Wangaratta Planning Scheme, including the application of zones, overlays and policies.

The project focuses primarily on land that is currently zoned Industrial 1 (IN1Z) and gives some consideration to land that is zoned Commercial 2 (C2Z) as select industrial land uses are permitted under this zone.

The draft Strategy also reviews selected areas of Mixed Use (MUZ) and Public Use (PUZ) zoned land, if it is land that is being used or promoted for industrial development.

Process of Strategy Development

The chart below outlines the basic steps in the process of the Strategy, including development, community engagement, formalisation, adoption and finally implementation.



The blue box indicates the steps that have been undertaken to date and the orange boxes indicate the steps still required to finalise the Strategy.

This report is before Council recommending endorsement of the Strategy for the purpose of progressing to Step 2, which involves public consultation.

The Draft Strategy has been developed with the input of key stakeholders in the form of three group based workshops and also direct contact with identified stakeholders.

Key Themes and Findings within the Strategy

The Draft Strategy makes the following key findings about Industrial Land Use within Wangaratta:

- *There are significant supplies of vacant industrial zoned land in Wangaratta, of which 190 hectares (82%) is considered to be notionally available for development, although some of this land is likely to be constrained by services or existing residential uses.*
- *Approximately 152 hectares (80%) of the land that is notionally available for development is located in North Wangaratta and 38 hectares (20%) is located in South Wangaratta.*
- *A proposal for a large scale solar power facility in North Wangaratta will remove a substantial amount of land supply (62 ha) from the above figures, if constructed.*
- *There are only a small number of new subdivisions in South Wangaratta where lots are fully serviced and available for development, however, this is likely to reflect low demand rather than high take up-rates.*
- *The likely demand for industrial land in Wangaratta can be accommodated by the existing supply over the foreseeable future. There is no need to rezone additional land at present, although the preferred long-term direction for industrial growth should be identified and protected.*
- *The industrial sector faces challenges associated with the relatively high cost of urban infrastructure, particularly drainage, roads and power. This issue is likely to be a product of relatively low demand and low land prices. It is a significant barrier to the funding and delivery of new land development by the private sector.*
- *Due to the cost of new infrastructure, opportunities to use existing serviced industrial land more efficiently must also be encouraged and protected.*
- *Council must continue to play an important role in the industrial land development if Wangaratta is to capitalise on the many opportunities that could emerge in the future, although it needs to improve the delivery of land to the market.*
- *Wangaratta's broadacre industrial land would benefit from the development of a stronger planning framework, particularly in relation to infrastructure.*
- *More specific and useful guidance is needed to guide built form and site presentation in the Wangaratta Planning Scheme.*

Key industry opportunities

In relation to the opportunities for Wangaratta, the Draft Strategy makes the following findings:

- *Textiles and clothing manufacture has been one of the defining industries for Wangaratta but is now quite small and is unlikely to generate significant employment growth or development in the future.*

- *Food production has a more positive outlook for the City, with animal products, beverages, timber and related supporting services having potential for further growth.*
- *Wholesaling and logistics has grown in Wangaratta and has further potential for growth given the close proximity of the freeway and the Melbourne to Sydney rail-line, as well as the capacity to efficiently service Melbourne and Sydney markets.*
- *The need for sustainable industry solutions will see an increase in demand for renewable energy. This potential has been confirmed through a proposal for a large solar power plant in North Wangaratta.*

Overall Conclusions:

The Draft Strategy concludes that the following are key priorities for the Industrial Land Use Strategy:

- Provide strategic direction in relation to the following areas:
 - *protection from the encroachment of sensitive uses;*
 - *the re-use or redevelopment of older industrial areas;*
 - *the management of issues associated with dwellings in industrial zones;*
 - *industrial development in rural areas;*
 - *built form and site presentation;*
 - *infrastructure planning and funding;*
 - *protecting potential long-term investigations areas for expansion.*
- *Adjust zoning in order to more accurately reflect the existing use and ownership of land and better accommodate highway-related uses.*
- *Provide general direction for Council in relation to the further development and promotion of its own industrial landholdings.*

The Strategy seeks to implement these key strategic directions under sixteen key objective headings, each of which contain a number of strategies and action items (86 actions in total), which range from short – long term and on-going actions.

These actions include the rezoning of land to an alternative industrial zone, the select application of Design and Development Overlays to guide built form outcomes and the introduction of Local Planning Policy to assist in decision making.

These actions will require a planning scheme amendment to enable their facilitation into the Wangaratta Planning Scheme.

Implications

Policy Considerations

The Draft Strategy considers relevant State Government Legislation, including the *Environmental Protection Act 1970*, *The Planning and Environment Act 1987* and the Victorian Planning Provisions, in particular Commercial and Industrial Zones and their application within the landscape of Wangaratta.

Financial Implications

Council has received funding from the Victorian Planning Authority (VPA) under its 'Streamlining for Growth' program up to the value of \$50,000. Council's financial obligation is for an additional amount beyond this funding of approximately \$15,000 to complete this work. This amount has been included in Council's budget.

Legal/Statutory

The adoption of this Strategy will lead to further strategic planning work, including future amendments to the Wangaratta Planning Scheme. The content of these planning scheme amendments will depend upon the final adopted Industrial Land Use Strategy, but may include the introduction of new local policies, the application of new overlays and selective re-zoning of land.

Social

The Draft Strategy has been developed to guide the future of industrial land use planning within the Municipality, including supporting the growth of industry and commerce.

Environmental/Sustainability Impacts

The Draft Strategy encourages the use of energy efficient building techniques to reduce long term operating costs for industry and business.

Economic Impacts

Industry and Manufacturing are key drivers within the economy of Wangaratta and the region, and the Strategy identifies key opportunities for growth in certain industrial sections.

2017 – 2021 Council Plan

This report supports the 2017-2021 Council Plan:

Goal

We are Growing

We will plan and make decisions for the future:

that provide assistance to local manufacturers and help our existing industry sectors grow, innovate, and

The non-negotiables

Residential, rural, commercial and industrial land that is appropriately protected, planned and developed to

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

‘Wangaratta is one of the key employment centres of the North East, strongly led by its manufacturing and engineering sectors.’ and

‘To ensure sustainable and appropriate development, the Rural City of Wangaratta has adopted carefully considered long-term planning for commercial, industrial and residential areas. Urban sprawl has been contained through focussing new developments within existing areas.’

Consultation/Communication

As outlined previously, Centrum Town Planning engaged with a number of key stakeholders and landowners to inform the development of the background report and draft Strategy.

This report to Council is for the purpose of considering the draft Strategy for community consultation.

Options for Consideration

Option 1: Recommended

Consider the draft Strategy and endorse the draft for community consultation for a period of one month commencing immediately following the meeting. This is the best way to progress the project and develop a strong and sustainable approach to Industrial Land Use Planning within Wangaratta.

Option 2: Not Recommended

Consider the draft Strategy and adopt the draft. This is not recommended at this stage as it would exclude community input into the draft document.

Option 3: Not Recommended

Do not endorse the draft Strategy for consultation. This may create an environment of planning and land use uncertainty, and lead to ad hoc industrial development.

Conclusion

Council should resolve to endorse the draft Strategy, for the purpose of public consultation and that the draft Strategy be publically exhibited for a minimum period of four weeks.

Attachments

- 1 Attachment 1: Draft Wangaratta Industrial Land Use Strategy V2 - Community Consultation
- 2 Attachment 2: Draft Background Report Wangaratta Industrial Land Use Strategy

Questions

Geoff Parker – Wangaratta: *Does Council have a strategy to facilitate the reuse or repurposing of existing industrial buildings?*

Barry Green, Directory Development Services: Council does not have a designated policy for recycling or repurposing buildings. However, there are ongoing conversations with real estate agents regarding buildings in the municipality and therefore happy to consider and pass on any information about buildings available.

17. SPECIAL COMMITTEE REPORTS

Nil

18. ADVISORY COMMITTEE REPORTS

18.1 ADVISORY COMMITTEE REPORTS

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Executive Assistant Corporate Services and Councillors
File Name: Committees & Groups - Advisory Committees - Establishment - Administration
File No: F16/2255

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

Meetings of the following Advisory Committees are attached for Council's information.

- Economic Development & Tourism Advisory Committee– 6 June 2017
- Sports & Recreation Advisory Committee – 8 February 2017
- Agriculture & Agribusiness Advisory Committee – 30 May 2017

RECOMMENDATION:

(Moved: Councillor D Fuller/Councillor H Bussell)

That Council notes this report on Advisory Committees.

Carried

Attachments

- 1 Agriculture and Agribusiness Advisory Committee Meeting - Minutes 30 May 2017
- 2 Economic Development Tourism Advisory Committee meeting June 2017
- 3 Sports and Recreation Advisory Committee February 2017

19. RECORDS OF ASSEMBLIES OF COUNCILLORS**19.1 RECORD OF ASSEMBLY OF COUNCILLORS**

Meeting Type: Ordinary Council Meeting
Date of Meeting: 18 July 2017
Author: Executive Assistant Corporate Services and Councillors
File Name: Governance - Registers of Assemblies - Councillors
File No: F16/2117

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
13 June 2017	Council Briefing Forum	Attachment
19 June 2017	Council Briefing Forum	Attachment
26 June 2017	Council Briefing Forum	Attachment
3 July 2017	Council Briefing Forum	Attachment
10 July 2017	Council Briefing Forum	Attachment

RECOMMENDATION:

(Moved: Councillor D Fuller/Councillor D Rees)

That Council receives the reports of Assemblies of Councillors.

Carried

Attachments

- 1 Records of Assemblies of Councillors - July 2017

Questions

Gary Nevin – Bobinawarra: *In the last few months there has been a number of independent presenters recorded, is it possible for Council to divulge what the members are presenting about?*

Brendan McGrath, Chief Executive Officer: The intent is to provide as much information as we need to in order to comply to legislation, notwithstanding that I do not think there is any reason why we could not provide a brief description of the topic that the presentation was about, unless it was a confidential matter.

20. NOTICES OF MOTION

Nil

21. URGENT BUSINESS**22. PUBLIC QUESTION TIME**

Brian Fox – Wangaratta: *Is it still on Council's Agenda to place parallel parking along Ovens Street near King George Gardens?*

Brendan McGrath, Chief Executive Officer: Yes it is still on the agenda to be considered.

Cr Ken Clarke: The matter is out for public consultation.

Jim Lewis – Wangaratta: *Does Council receive advice in the form of documentation before installing or approving large scale arrays of PV cells? Does Council recognise that a small number of arrays, make up a bit array, so they need to be looked at as single entities and as a collection? Thirdly is the restriction on the operation of the cogeneration at WISAC to avoid a technological problem or is it simply to make payments for the supplier?*

Barry Green, Director Development Services: We have advice in regard to large and small scale arrays because it comes back to the ability of the network. We are currently working with some businesses on how the impacts can be mitigated. Also working with other Councils such as Wodonga on our ESD principles for insertion into the planning scheme, and have received funding for this project. For the large scale sites we have background and independent assessment advice before any systems are installed on Council's facilities.

Brendan McGrath, Chief Executive Officer: The basic premise for the cogeneration plant is to reduce the reliance on electricity as the prime utility and shift the balance to gas which typically has been a cheaper source of energy. It is an advantageous environmental outcome and also reduces the cost of heating air and water in the facility. We do not see this as restricted to co-generation plant and have identified the roof space at WISAC and other places as good locations for solar powered generation as well.

Alan Clark, Director Infrastructure: With the cogeneration at the WISAC there is a TV screen that shows the production from within the facility and savings in real time which has proven to be highly successful.

Malcom Carson – Docker: *In regards to the multi deck car park can Council investigate how we can get out of the contract, advocate an alternate use of the building, or see if State Government can buy it out?*

Brendan McGrath, Chief Executive Officer: The new Council is very interested in parking around the city and the relationship with the multideck parking. A review of parking has been allocated for this financial year that will examine paid vs free parking and duration and what the community wants/needs for short and longer term stays. With the multi deck parking we have a contractual arrangement with the owners of the building and we do not have scope to determine alternate use as it is privately owned.

Cr Ken Clarke: The decision to enter the contract was made by the previous Council, prior to the Administrators. One of the conditions within the contract is that parking fees are contracted to be in parity the on street parking fees.

John Griffiths – Whorouly: *Concerned with two projects currently being considered, Ovens Street & Moloney's Square in regards to pedestrian crossings. Does Council know what the legal rules for pedestrian crossings are?*

Alan Clark, Director Infrastructure: There are various forms of pedestrian crossings and the type of crossings determine the rules. There are crossings fully controlled by lights, orange flashing lights and white lights (wombat crossings) and clayton crossings which provide pedestrian refuge but do not give them preference. White stripes on the road such as those at Woolworths, behind the post office and Big W are not on a declared road and would not qualify.

Phil Hanes – Wangaratta: *There is currently a review of Regional Development and a chance that the hearing will be held in Indi. Does Council intend to make a submission and provide a public response to the committee?*

Jaime Carroll, Director Community Wellbeing: I met with Cathy McGowan yesterday and spoke about this matter. Cathy is advocating local council's to participate in the process and the role Council takes will depend on the type of consultation that is undertaken.

Ann Dunstan – Tarrawingee: *When Council looks at future development of toilet blocks will including showers into these facilities, be considered? For instance to accommodate hockey in Appin Park which is the only team without shower facilities.*

Alan Clark, Director Infrastructure: That is a very valid point, we will take all of that into account and can include that in the strategy review.

David Lawson – Wangaratta: *Ken Clarke is a volunteer at the RSL and has to leave for those agenda items. What is the current legislation and is there a statute of limitations?*

Cr Ken Clarke: We received legal advice on this matter.

Brendan McGrath, Chief Executive Officer: The Local Government Act is now far broader in relation to conflict of interest than the old pecuniary interest provisions. It now considers additional items outside of financial gain, such as relations, employment, conflict of duty if a member is on multiple boards and contemplates gains for family members. The Mayor was formerly an executive when this development was planned so that is taken into account. There may be instances where matters arise at the RSL that do not give rise to a conflict however that is something each councillor must weigh up and decide on their own.

Gary Nevin – Bobinawarrah: *Why are the petitions confidential?*

Brendan McGrath, Chief Executive Officer: They are confidential as they contain personal information such as names and addresses.

John Griffiths – Whorouly: *With Moloney’s arcade, the main issue appears to be parking and I note there are no disabled parking spaces there. Does Council have any plans to replace the parking spaces if they are lost?*

Cr Ken Clarke: There are no plans for Moloney’s arcade currently apart from concept drawings.

Brendan McGrath, Chief Executive Officer: When the parking review occurs we can review other sites where parking either does not currently exist or can be supplemented.

23. CONFIDENTIAL BUSINESS

RECOMMENDATION:

(Moved: Councillor H Benton/ Councillor D Rees)

That Council resolves to close the meeting to members of the public in accordance with section 89(2) of the Local Government Act 1989 to consider the following items:

23.1 Consideration of Potential Land Purchase

Item 23.1 is Confidential under the terms section 89(2) of the Local Government Act 1989 as it contains information relating to : (d) contractual matters and (e) proposed developments.

Carried

24. CLOSURE OF MEETING

The Meeting closed at 7.13pm.