

Minutes

Of the Ordinary Council Meeting

Location: Oxley Shire Hall,
1157 Snow Road, Oxley

Date: Tuesday, 19 November 2019

Time: 6PM



RURAL CITY OF
WANGARATTA

Brendan McGrath
Chief Executive Officer

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1. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

We acknowledge the Bangerang people, the traditional owners of the land on which we are meeting. We pay our respects to their Elders, past, present and emerging and to the 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:

Cr David Fuller, Cr Dean Rees, Cr Harry Bussell, Cr Harvey Benton, Mr Ken Clarke OAM, Cr Mark Currie, Cr Ashlee Fitzpatrick

Officers:

Brendan McGrath, Chief Executive Officer Alan Clark, Director Infrastructure Services Jaime Chubb, Director Community Wellbeing Sarah Brindley, Director Corporate Services Stephen Swart, 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

RESOLUTION:

(Moved: Councillor D Rees/Councillor K Clarke OAM)

That Council read and confirm the Minutes of the Ordinary Meeting of 15 October 2019 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 Harry Bussell – Declares Conflict of Interest:

I have a conflict of interest, on page 32 in the “Grants” there has been a grant to the football club that my son plays football for.

9. RECEPTION OF PETITIONS

10. HEARING OF DEPUTATIONS

PRESENTATION OF REPORTS

11. COUNCILLOR REPORTS

Cr Harry Bussell:

Speech on La Dolce Vita Festival

This weekend just gone was the La Dolce Vita Festival in the King Valley. The festival attracts up to around 5000 visitors from across Australia. 50% of our visitors are from Melbourne and 10% from Canberra. The La Dolce Vita festival contributes 1.2 million in spending in our local business’, accommodation, food and fuel etc.

The festival is recognised state wide as being one of the best celebrations of wine, food and family and it puts the Rural City of Wangaratta on the map as a tourist destination with visitors being charmed by our beautiful landscape, authenticity of the tourist experience and the warm hospitality shown by our winemaking families.

There were nine wineries from the King Valley participating this year in 2019:

- King River Estate
- Pizzini Wines
- Darling Estate
- La Cantina King Valley
- Dal Zotto Wines

- Brown Brothers
- Pollitini Wines
- Sam Miranda
- Symphonia Wines

The Rural City of Wangaratta supported this bid, both financially and also had a pop up information booth at Sam Miranda's winery on Saturday morning and it was well attended.

The Rural City of Wangaratta contributes \$5000 to support the marketing and promotion of this festival and I have to say having gone to 6 of the wineries it's a pretty good festival. The tickets were I think, \$25.00 for 2 days and have live music, some really good live music. That's pretty cheap, so in the future it would be really, really good for our community to let everybody know, all their friends across Australia, whoever they might be that this is a really, really great place to come.

Thanks Mr Chair.

Cr Ken Clarke OAM:

Speech on MAV Annual Meeting

Thank you Acting Chairman,

As the portfolio holder and person responsible for MAV, I attended the Municipal Association Conference on the 13th October at the Sofitel Hotel in Melbourne.

Guest speakers included Amanda Sinclair, Professor from Melbourne University Business School, who spoke on: Gender and Leadership - Getting the numbers right in Local Government. From a low base of around 7% of women in 1979/80 in Victoria 4 decades later in 2019 some 38% of councillors are women. 40% are Victorian Mayors and 24% of Deputy Mayor roles in 2019 are held by women. 41% of Victorian Councils have at least 40% women and 19 have a majority of women. No Victorian Councils are without women. On the flip side, the majority of councillors are men over 46 years with an increase in those over 76 and a decline in those under 25. 17% of councils have only 1 woman representative and only 20 (of the 1 Victorian Councils) have women as CEO's and this has not increased over the last decade. Lastly while 60% of the local government workforce are women only 34% are directors and 39% are managers.

I found the presentation on: Local Government From the Outside quite uninteresting. John Baker an Englishman, has been CEO for the Mornington Peninsula Shire some 12 months and Nerina Di Lorenzo from Melbourne Water, where the presenters.

Probably the best presentation for me was titled: Growing Aged Friendly Communities – Why Not? By Christine Young from Melville City Council in Western Australia. How that council has gone about bringing the community together with support from local business and council officers to give those with disabilities the opportunity to be accepted into their communities is just amazing.

For councillors and staff who would like to access her presentation, this can be arranged.

The other one that was of interest to us was the Waste and Recycling – Future Directions. There were 3 speakers on this subject, Susie Cenedese from the Local Government NSW, who spoke very passionately on the NSW Customer Deposit Scheme. David O’Loughlin, who is the President of the Australian Local Government Association who spoke on waste and recycling from a national perspective and Gayle Sloan the CEO of Waste Management and Resource Recovery Association of Australia. All 3 spoke on the different aspects of their waste and recycling issues and I must say I was extremely interested in their presentations. These too, are available from our EA’s.

Contrary to some ratepayer’s who consider it to be a waste of resources to be a member of MAV, I found the conference to be of great value to the city.

The second report is to do with the MAV State Council Meeting on the 18th October 2019.

The consolidation of some of the motions, there were 48 motions debated by the delegates. Some of which I would like to report on. The consolidation motion on Climate Emergency Response was hotly debated and eventually carried 68 For and 32 Against. Frankston City had submitted a motion Save our Red Gums. After discussion, this was carried 51 For with 49 Against. From the discussion it was the Councils with the greatest growth that opposed this motion. Frankston City also submitted a motion to Waive Stamp Duty for First Home Buyers, surprisingly this was lost 60 – 40. Swan Hill rural council submitted a motion to Licence a Labour Hire Scheme for 12 months to directly support the labour hire contracting industry. This was lost 55-45 and a division was called. This was again lost 54-46. All other motions were carried by the delegates.

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 5:00 to 12:10 for councillor speeches related to Item 11 Councillor Reports

OFFICERS' REPORTS

12. EXECUTIVE SERVICES

12.1 MAYORS OUTGOING SPEECH

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	19 November 2019
Author:	Governance & Reporting Advisor
File Name:	N/A
File No:	IC19/794

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 agenda item allows for the outgoing Mayor to deliver a speech in relation to the achievements reached during their Mayoral Term.

RESOLUTION:

(Moved: Councillor M Currie/Councillor H Benton)

That Council determines the Mayor's term of office as being one year.

Carried

Attachments

Nil

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 12:25 to 19:10 for councillor speeches related to Item 12.1 Mayors Outgoing Speech

Cr Dean Rees:

Just a few notes that I would like to read out for my outgoing speech for a position I have held for the last 12 months. I'd like to reflect on the previous year. I will be seeking a second term as Mayor so if elected, I'll also be delivering another speech in about 5 minutes so get used to the voice... hopefully. Fingers crossed.

When I put my hand up to be Mayor I did so because I wanted to build on the excellent foundations laid by previous Mayor Councillor Ken Clarke. Cr Clarke

showed strong leadership and set an example for how to be Mayor as our community transitioned from Administrators to a democratically elected Council.

Over the past three years our Council has set about changing the perception of Wangaratta to a place that is welcoming and ready to face the challenges of the future.

We know that we need to grow as a community if we are to be viable in the future, so that our children and their children don't feel like they have to leave to have the best opportunities in life.

It gives me great pleasure that so many projects and initiatives started during our term are now coming to fruition.

A couple of months ago we opened the Cruse Street extension in the North West growth corridor. This was a \$7.4m project, which made it the biggest single road project in Council's history. Just a month after that we had confirmation from the Planning Minister that he had approved the planning scheme amendment that opens up all the land surrounding Cruse Street for massive residential development.

This land, as well as 70 hectares in the south of Wangaratta is now shovel ready for developers to make subdivision applications to Council of which they are doing. Just under 7000 people will be able to call these areas home. What a great achievement to have ticked off in our Council term.

Our other major projects of the Organic Processing Plant and Aquatic Centre will likewise help our community grow into the future. Our state is facing a recycling crisis, yet here in Wangaratta we will own and operate our own organic processing plant, turning food and garden waste into valuable compost. The plant is complete and Council staff are now commissioning it ahead of taking waste early next year.

We are also just a year away from opening the \$17m Aquatic Centre, which will serve our local community and help attract visitors through major events and training.

We are also seeing significant private investment in Wangaratta. Quest Apartments is well underway and Dan Murphy's will be open for Christmas.

In our rural areas, we are investing in and empowering our communities through the Rural Placemaking Program. This program has so far delivered more than \$700,000 in projects which each community said were priorities.

Finally, I would like to thank some very important people for helping me carry out this role over the past year. My very patient family, Marni, Lexie and Ollie. Being mayor means a lot of trips to Melbourne, and an average of about 3- 4 nights out a week to attend community events. You can't do that without a supportive family so thank you all.

I'd also like to thank my Deputy Mayor Mark Currie. I do hope we can continue our partnership over the next year as I have enjoyed your perspective, support and guidance and your belief in me and our Council. Thanks Mark.

My fellow Councillors, we often have differences of opinion, but we are united as a Council and that has been the strength as Ken has said previously as the mayor, that has been the strength of our term so far.

I'd also like to thank the brilliant staff at the Rural City of Wangaratta, ably led by our CEO Brendan McGrath we all know and I say this in council regularly, that the fish rots from the head and the fish is swimming very, very strong.

I would also like to thank our directors in such projects I mentioned before the aquatics centre, that would have happened without director Jaime Chubb. I look at our road project there, the 7.4m, the biggest road project in council's history. We couldn't have done it without Alan Clark. I look at Stephen Swart, our residential sub division and for the future growth of 7000 people coming to our areas. Through director there Stephen Swart this couldn't be achieved.

Council also has other Managers who I work with closely and do some amazing work. So thank you to Celeste, Ben, Marcus, Clare, Penny, Glenda, Juan, Anthony and Jamie. Jamie Reid is in charge of our field services a new appointment for Jamie and he has turned that whole area around down there at the yard. The good work and the maintenance of Wangaratta wouldn't be done without these guys down there. A big thank you to those guys, they always wave at me and send me cheery hellos and it's great to be welcomed as the Mayor by fellow workers there with us.

So ladies and gentleman for my day to day dealings at Council I receive excellent support, excellent service from the two ladies that I work very closely with and they are at the back here at the moment which is Jamie and Rebecca. Sorry not Jamie. Sorry. Jane, Jamie same thing. Jane, thank you Jane and thank you Rebecca, and guidance along the way I always get a helping hand when it comes to certain issues with marketing and my speeches etc that helps me out on terminology, I can't do it without Steven Burke standing at the back there as well. Thank you Steve.

12.2 MAYORAL TERM OF OFFICE

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File Name: Governance - Administration - 2018 - Administration
File No: IC19/852

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 for the determination of the Mayor's term of office.

RESOLUTION:

(Moved: Councillor M Currie/Councillor H Benton)

That Council determines the Mayor's term of office as being one year.

Carried

Background

Section 71(2) of the Local Government Act 1989 (the Act) provides that Council may resolve to elect a Mayor for a term of either one or two years, but must do so before the Mayor is elected. If Council does not make this resolution, then the term of the Mayor remains as one year.

The resolution recommends that the Mayoral Term be for a period of one year due to a general election being held in 2020. Section 72(2) of the Act details that for the avoidance of doubt, the office of Mayor becomes vacant under subsection (1)(b) at 6 a.m. on the day of a general election whether or not the Mayor has completed his or her term of office as resolved by the Council under section 71(1).

For 2020, the day of the general election is Saturday 24 October 2020.

Implications

Policy Considerations

Council's Governance and Meeting Conduct Local Law No.2 of 2016 relates to this report.

Financial/Economic Implications

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

Legal/Statutory

Section 71(2) of the *Local Government Act 1989* (the Act) provides that before a Mayor is elected under this section, the Council may resolve to elect a Mayor for a term of two years.

Additionally, section 72(2) of the Act details that for the avoidance of doubt, the office of Mayor becomes vacant under subsection (1)(b) at 6 a.m. on the day of a general election whether or not the Mayor has completed his or her term of office as resolved by the Council under section 71(1).

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.

Council Plan 2017-2021 (2019 Revision)

This report supports the Council Plan 2017-2021 (2019 Revision):

Pillar

We are Sustainable

Our Non-Negotiables

We will meet all of our legislative, governance and compliance requirements.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Inform the public of the length of the Mayor's term of office.	Record the length of the Mayor's term of office in the minutes of this meeting. Publish the minutes of this meeting and make them available at the Council office and on Council's website.

Options for Consideration

The two options for consideration are that the Mayor's term of office is either one year or two years. Noting that the Mayoral Term of Office will cease at 6 a.m. on the day of a general election.

Conclusion

Council should decide the most appropriate length of office for the elected Mayor.

Attachments

Nil

12.3 ELECTION OF MAYOR

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File Name: Governance - Administration - 2018 - Administration
File No: IC19/795

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

The Local Government Act 1989 (the Act) stipulates that Council must elect a Mayor at a meeting open to the public. This report relates to the election of the Mayor for the Wangaratta Rural City Council.

RECOMMENDATION:

That Council:

- 1. Calls for nominations for the position of Mayor of the Wangaratta Rural City Council; and***
- 2. Confirms Councillor Dean Rees is elected as Mayor.***

Brendan McGrath, Chief Executive Officer invited nominations for the position of Mayor. Councillor Mark Currie nominated Councillor Dean Rees.

As no other nomination were put forward, the Chief Executive Officer declared Councillor Dean Rees elected as Mayor for the term of 1 year.

Background

The Act requires that at a meeting of the Council that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.

The important role of the Mayor is set out in section 73AA of the Act. The Mayor is required to demonstrate Council and community leadership by:

- (a) Providing guidance to Councillors about what is expected of a Councillor including:
 - (i) The role of a Councillor;
 - (ii) The observation of the Councillor conduct principles; and
 - (iii) The observation of the Councillor Code of Conduct;

- (b) Acting as the principal spokesperson for Council which includes:
 - (i) Speaking publicly on behalf of Council both in the media and at public events; and
 - (ii) Liaising with important stakeholders from the community, business and other tiers of government to promote the interests of Council and the local community;

- (c) Supporting good working relations between Councillors which includes:
 - (i) Fostering positive relationships between Councillors;
 - (ii) Encouraging cooperation among Councillors;
 - (iii) Promoting unity; and
 - (iv) Being alert to personal abuse, bullying, intimidation and other unacceptable behaviour and being responsible for addressing these issues.

- (d) Carrying out the civic and ceremonial duties of the office of Mayor in a respectful and dignified manner by diligently and responsibly:
 - (i) Representing Council at important civic functions in the municipality including celebrating significant occasions such as Australia Day and Anzac Day;
 - (ii) Hosting civic functions;
 - (iii) Officiating at other local municipal events such as citizenship ceremonies; and
 - (iv) Presenting Council awards such as local Citizen of the Year.

Implications

Policy Considerations

The Wangaratta Rural City Council Governance and Meeting Conduct Local Law No. 2 of 2016 provides guidance regarding the process of the election of the Mayor.

Financial/Economic Implications

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

Legal/Statutory

Section 71(1) of the Act provides that at a meeting of the Council that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.

Section 72(2) of the Acts details that for the avoidance of doubt, the office of Mayor becomes vacant under subsection (1)(b) at 6 a.m. on the day of a general election whether or not the Mayor has completed his or her term of office as resolved by the Council under section 71(1).

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.

Council Plan 2017-2021 (2019 Revision)

This report supports the Council Plan 2017-2021 (2019 Revision):

Pillar

We are Sustainable

Our Non-Negotiables

We will meet all of our legislative, governance and compliance requirements.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Inform the public of the taking of the election of the Mayor.	Record the election of the Mayor in the minutes of this Ordinary Council Meeting. Publish the minutes and make them available at the Council office and on Council's website.

Options for Consideration

There are no options to the election of a Mayor as it is required by the Act.

Conclusion

Nominations should be called for the position of Mayor of the Wangaratta Rural City Council and a Mayor should be subsequently elected.

Attachments

Nil

12.4 COMMENCEMENT SPEECH BY INCOMING MAYOR

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File Name: N/A
File No: IC19/796

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 agenda item allows for the newly elected Mayor to make an incoming speech as provided for in Council's Governance and Meeting Conduct Local Law No.2 of 2016.

RESOLUTION:

(Moved: Councillor K Clarke OAM/Councillor M Currie)

That Council receives the Outgoing Mayor's Speech.

Carried

Attachments

Nil

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 20:30 to 22:26 for councillor speeches related to Item 12.4 Commencement Speech by Incoming Mayor

Mayor Dean Rees

Thank you to my fellow Councillors for showing faith in me to lead this team for the final year of our term.

I've talked about some of the achievements so far but I strongly believe this is going to be the best year yet for our Council and the community here in the Rural City of Wangaratta.

If you don't believe me, then here's a quick list of some of the events just the events that we'll be hosting over the next 12 months:

- Wangaratta Marathon and Fun Run – which brings in 3000 people.
- AFL Pre-season match with Collingwood and Richmond – expect 11,000 people.
- Nitro Circus – pencil in another 11,000 to our town from all over Victoria.
- Winter Festival will be back on track and be bigger and better than ever – 4000 – 8000 people and yes, we are going to continue to have the Yeti.
- There's a strong chance we'll have another crack at the Ovens and Murray Grand Final – so make that 8000 people.
- And come November on the Melbourne Cup weekend we will have the Jazz Festival back bigger and better than ever for its 30th year.

We've got another couple of events that we are working on. I can't just let them out of the bag yet so hopefully stay tuned!

Council goes after these events because we truly want to make Wangaratta the best it can be for our residents. Events bring people together, they entertain and they inspire us.

So to the people of Wangaratta I say get on board and let's get into Wangaratta and build a positive future together.

12.5 DEPUTY MAYOR

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File Name: Governance - Administration - 2018 - Administration
File No: IC19/797

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 for the determination of the appointment of a Deputy Mayor.

RESOLUTION:

(Moved: Councillor A Fitzpatrick/Councillor H Benton)

That standing orders be suspended.

Carried

Councillor Speeches - Nominations

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 23:55 to 28:14 for councillor speeches related to Item 12.5 Deputy Mayor

RESOLUTION:

(Moved: Councillor H Benton/Councillor K Clarke OAM)

That Standing Orders be resumed.

Carried

RESOLUTION:

(Moved: Councillor K Clarke OAM/Councillor H Benton)

That Council:

- 1. Makes the determination to establish the position of Deputy Mayor for Wangaratta Rural City Council;***
- 2. Having determined to appoint a Deputy Mayor, call for nominations for the position of Deputy Mayor of the Wangaratta Rural City Council;***
- 3. Holds the election for Deputy Mayor;***

Mayor Dean Rees invited nominations for the position of Deputy Mayor:

Councillor K Clarke OAM nominated Cr D Fuller; Councillor D Fuller accepted the nomination.

Councillor A Fitzpatrick nominated Councillor M Currie: Councillor M Currie accepted the nomination.

Councillor H Bussell nominated Councillor H Bussell; Cr H Bussell accepted the nomination.

Mayor D Rees called for a show of hands in alphabetical order for each nominee.

Votes Recorded (Round 1):

Councillor H Bussell received one vote.

Councillor M Currie received three votes.

Councillor D Fuller received three votes.

Votes Recorded (Round 2):

Councillor M Currie received three votes.

Councillor D Fuller received four votes.

Mayor D Rees then declared Councillor D Fuller with a majority of votes elected as Deputy Mayor for a 1 year term.

- 4. Determines that Cr D Fuller as the person holding the position of Deputy Mayor is appointed as Acting Mayor, if there is a vacancy in the office of Mayor or the Mayor is absent, incapable of acting or refusing to act; and***
- 5. Confirms Cr David Fuller is elected as Deputy Mayor.***

Carried

Background

The Wangaratta Rural City Council Governance and Meeting Conduct Local Law No. 2 of 2016 (the Local Law) provides that Council **may** elect a Deputy Mayor.

Clause 11(2) of the Local Law provides that if Council resolves to elect a Councillor to the position of Deputy Mayor, Council must also resolve to appoint the person holding the position of Deputy Mayor as Acting Mayor, if there is a vacancy in the office of Mayor or the Mayor is absent, incapable of acting or refusing to act.

The Mayor is considered to be absent, incapable of acting or refusing to act, if the Mayor is on a leave of absence.

If the Mayor is not in attendance at a Council Meeting the Deputy Mayor must take the Chair in accordance with clause 18 of the Local Law, but is not considered to be the Acting Mayor.

The term of a Deputy Mayor is identical to the term of the Mayor.

If a Deputy Mayor position is not established then section 73(3) of the *Local Government Act 1989* (the Act) applies which provides for the appointment of an Acting Mayor where there is vacancy in the office of Mayor, or the Mayor is absent, incapable of acting, or refusing to act.

Implications

Policy Considerations

Council's Governance and Meeting Conduct Local Law No. 2 of 2016 relates to this report.

Financial/Economic Implications

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

Legal/Statutory

Section 71 of the Act relates to the Election of Mayor. Section 73 relates to the Precedence of the Mayor and provides for the appointment of an Acting Mayor.

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.

Options for Consideration

The two options are to either:

1. Elect a Deputy Mayor who will then be Acting Mayor in the absence of the Mayor throughout the Mayor's term; or
2. Choose not to elect a Deputy Mayor, instead choosing an Acting Mayor in the absence of the Mayor.

Option 1 may be a more efficient method of providing for an Acting Mayor in the Mayor's absence.

Option 2 may provide opportunities for more than one Councillor to experience the role of the Mayor which in turn may assist future determinations of the position of Mayor.

Conclusion

Council may make a determination as to whether or not a Deputy Mayor position is established and a Deputy Mayor subsequently elected.

Attachments

Nil

Councillor Speeches – Incoming Deputy Mayor

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 30:45 to 31:03 for councillor speeches related to Item 12.5 Deputy Mayor

Deputy Mayor David Fuller:

I thank those that have voted for me, they have instilled their trust in me and I look upon that trust with honour. I am grateful for this opportunity and energised to get to work.

12.6 APPOINTMENTS TO PORTFOLIOS AND COMMITTEES

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File Name: GOVERNANCE - Councillor Management - Administration
File No: IC19/798

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 consideration of appointments of Councillors to portfolios and committees.

RESOLUTION:

(Moved: Councillor A Fitzpatrick/Councillor K Clarke OAM)

That Council:

1) Makes the following portfolio appointments:

- a) Councillor Harvey Benton to the Infrastructure & Emergency Services portfolio and the Agriculture portfolio***
- b) Mayor Dean Rees to the Planning portfolio***
- c) Councillor Mark Currie to the Economic Development portfolio***
- d) Councillor Ashlee Fitzpatrick to the Community Wellbeing, Family, Youth & Disability portfolio***
- e) Deputy Mayor David Fuller to the Arts & Culture and Environment portfolio***
- f) Councillor Ken Clarke OAM to the Sports & Recreation portfolio***
- g) Councillor Harry Bussell to the Tourism & Events portfolio***

2) Makes the following committee appointments:

- a) The holder of the Infrastructure & Emergency Services portfolio to the:***
 - i) Municipal Emergency Management Planning Committee;***
 - ii) Municipal Fire Management Planning Committee; and***
 - iii) Timber Towns representative.***
- b) The holder of the Agriculture portfolio to the Agriculture & Agribusiness Advisory Committee.***

- c) The holder of the Economic Development portfolio to the Economic Development and Tourism Committee.**
 - d) The holder of the Tourism & Events portfolio to the Economic Development and Tourism Committee.**
 - e) The holder of the Arts & Culture and Environment portfolio to the Arts, Culture and Heritage Advisory Committee and the Sports & Recreation Advisory Committee.**
 - f) The holder of the Sports & Recreation portfolio to the:
i) Sports and Recreation Advisory Committee; and
ii) Place Naming Committee.**
 - g) The holder of the Community Wellbeing, Family, Youth and Disability portfolio to the Youth Council Representative.**
 - h) Councillor Mark Currie & Councillor Cr Ken Clarke OAM to the Audit Advisory Committee.**
 - i) Deputy Mayor David Fuller to the Wangaratta Festival of Jazz Incorporated Board.**
 - j) Councillor Harvey Benton to the Friends of Lacluta Special Committee.**
- 3) Amends Committee charters, where required, to refer to the appropriate portfolio.**
- 4) Appoints Councillor Ken Clarke OAM as Municipal Association Victoria Representative.**

Carried

Background

The annual appointment of Councillors to committees and bodies was prescribed to occur at the meeting to elect the Mayor by the Governance and Meeting Conduct Local Law No. 2 of 2016.

Council nominates or appoints representatives and delegates to Council advisory committees, Special Committees and other associated committees and bodies annually, or as needed. Participation is an essential part of a Councillor's representative role.

A Councillor appointed as a representative to a committee will represent the position of Council, and report back to Council at an Ordinary Council Meeting on the issues or progress of the committee, and any recommendations made by the committee for Council to consider.

In allocating representative roles to Councillors, consideration should be given to Councillors' areas of interest and priorities and a fair and reasonable sharing of workload and time demands.

Implications

Policy Considerations

Council advisory committee and special committee charters provide for the type, number and role of Councillor representatives.

A number of charters refer to the appointment of the holders of specific Councillor portfolios. A decision regarding the use and, if required, the allocation of portfolio appointments is required precedent to the allocation of committee appointments.

If portfolio appoints are to be used, the following suggestions for appropriate portfolios may be considered:

Infrastructure & Emergency Services

This portfolio contains the matters concerning infrastructure planning and deliver, field services, waste management and emergency services.

Agriculture

This portfolio represents the interest of the rural community in Council operations.

Planning

This portfolio incorporates strategic and statutory planning and building services. Whilst there is no formal committee associated with this portfolio, the holder of this portfolio will be involved in strategic planning community consultation and planning mediation and consultation meetings.

Economic Development

This portfolio focusses on economic opportunities to deliver growth and improvements in:

- Workforce development
- Investment ready land and infrastructure
- Employment
- Business confidence and diversification.

Tourism & Events

This portfolio focusses on opportunities and economic and social outcomes that are achieved through the promotion of tourism and events throughout the municipality.

Arts & Culture

This portfolio supports the Council operations of the Performing Arts Centre, the Wangaratta Gallery, the Wangaratta Library, cultural and heritage pursuits and Council's events program. The Wangaratta Festival of Jazz falls into this portfolio and it is recommended that one Councillor and one Council officer be appointed to this board to allow for better operational connection to the festival.

Community Wellbeing, Family, Youth & Disability

Council's services, aged and disability care, Youth Council and associated activities fall within this portfolio.

Sport & Recreation

Sporting activities and recreation reserves and their associated activities fall within this portfolio.

Environment

Protection of the natural environment and the support of sustainable behaviours by Council and the community fall within this portfolio.

If portfolio appointments are not to be used, the motion appointing Councillor representatives should also vary the various committee charters.

Financial/Economic Implications

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

Legal/Statutory

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

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.

Conclusion

Should Council determine that the recommended portfolios are appropriate to the needs of this municipality, it should appoint Councillors to those portfolios. Appointments to Council Committees and Boards must also be made by Council, some of which will be a natural consequence of the portfolio appointments.

Some adjustments to the charters of Council committees will be required to accommodate the portfolio names.

Attachments

- 1 Current Portfolio and Advisory Committee Appointments 

13. CORPORATE SERVICES

13.1 QUARTERLY FINANCE REPORT

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Manager - Finance
File No: IC19/812

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 quarterly progress report on its financial performance for the period ending 30 September 2019 for the 2019/20 financial year.

RESOLUTION:

(Moved: Councillor K Clarke OAM/Councillor D Fuller)

That Council:

- 1. Notes the Quarterly Finance Report for the period ending 30 September 2019.***
- 2. Notes the Councillor Expense reporting for the period ending 30 September 2019 and that this information is available on Council's website.***

Carried

Background

The Quarterly Finance Report is a statutory requirement under the Local Government Act 1989. Council has completed its first quarter financial reporting process to manage and monitor its financial position against the annual budget.

Implications

Policy Considerations

The Councillor Support Policy 2016, Part 5 - Councillor Expense Reporting requires a report on a quarterly basis of individual Councillor support expenses to be presented to Council.

The policy states:

68 Quarterly Reporting

(1) *In the interests of accountability and transparency, all expenses or costs paid by Council on behalf of Councillors or reimbursed to Councillors will be publicly reported to Council on a quarterly basis. This will include quarterly and annual cumulative details of individual support expenses for items including—*

- (a) *Travel;*
- (b) *Child Care/Family Care;*
- (c) *Conferences, Seminars, Training;*
- (d) *Individual Memberships;*
- (e) *Mobile Phone and Tablet (including replacement costs – unless faulty);*
- (f) *Events; and*
- (g) *Photocopying.*

(2) *This information will also be made available on Council’s website for the current term of office.*

Councillor Support expenses for July – September 2019 (Quarter 1), are included as attachment 2 to this report.

Financial/Economic Implications

The Annual Budget projected a surplus of \$3.678 million.

Quarter 1 Year to Date Summary

	Adopted Budget 2019/20 \$'000	YTD Actuals 2019/20 \$'000	YTD Budget 2019/20 \$'000	YTD Budget Variance 2019/20 \$'000	YTD Budget Variance 2019/20 %
Income	67,470	41,066	40,204	861	2%
Expenses	63,792	13,922	15,666	1,744	11%
Surplus/(deficit) for the period	3,677	27,144	24,538	2,605	11%
Capital Works Expenditure	42,853	4,618	8,614	3,996	46%

Operating Result

Council's performance is overall better than expected for the 3 months ended 30 September 2019.

When compared to Council's 2019/20 Budget, Council's income results are within 2% of budget and expenditure results are within 11% of budget.

Income - Favourable Movements

1. User fees income is tracking above expectation in several business units, exceeding YTD budget by \$226K. Favourable variances exist for Childcare

Centre fees \$73K due to higher occupancy rates, Waste Management \$61K, Community Care \$42k and Strategy Growth & Environment \$28k fees due to higher demand for the services.

2. The Net Gain or Loss on Sale of Assets has a favourable variance of \$1.427m due to the sale of land was budgeted in 2018/19 and the sales process settled in September 2019.
3. Grants Capital income is tracking above budget by \$61k for grants received for Mobility Solution \$50k and Bus Shelter Construction \$18k which was not budgeted for in 2019/20.

Income - unfavourable movements

1. Grants Operating income is tracking below expectation by \$853K due to the receipt of the Victorian Grants Commission funding payment received in June 2019 which will therefore result in a lower grant in 2019/20.
2. Other Income is tracking below expectation by \$52k due to lower interest income earned to date.

Expenses favourable movements

1. Materials and services expenditure is underspent across all parts of the organisation. The variance of \$868K is a timing matter only as forecast expenditure to 30 June 2020 is expected to be in line with the budget.
2. Depreciation and amortisation is underspent by \$933K due to some road seals that are fully depreciated.
3. Finance costs expenditure is underspent by \$73K due to the deferring of the borrowings from 2018/19 to 2019/20.

Capital Works

The 2019/20 capital works budget is \$42.8 million, including additional carry over capital works adopted at the September 2019 Ordinary Council Meeting. At 30 September 2019 Council has delivered \$4.618 million, which represents approximately 10.8% of the annual budget amount. The year to date variance is predominately project phasing and this will be further reviewed with project managers.

Legal/Statutory

This report has been prepared in accordance with the Local Government Act, Australian Accounting Standards, Council Plan 2017 – 2021, Annual Budget 2019/20 and the 2019/20 Capital Works Program.

Specifically, in accordance with the Local Government Act, Section 138 requires the Chief Executive Officer, at least every three months, to prepare a statement comparing the budgeted revenue and expenditure for the financial year with the actual revenue and expenditure to date and to present this report to Council.

Social

Council plans for and delivers a number of projects contained in the 2019/20 budget that provides a positive social impact for the community.

Environmental/Sustainability Impacts

Council plans for and delivers a number of projects contained in the 2019/20 budget that supports its Environmental Sustainability Strategy.

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

Goal

We are Sustainable

What we do everyday:

We consistently focus on the achievement of the operational parameters framed in the annual budget.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Poor performance against budget	M	M	M	Regular monitoring and reporting of budget position.

Consultation/Communication

Consultation has been undertaken with Council managers and the Corporate Management Team and the matter is now ready for Council consideration.

Options for Consideration

The Chief Executive Officer is required to, at least every three months, to prepare a statement comparing the budgeted revenue and expenditure for the financial year with the actual revenue and expenditure to date and to present this report to Council.

Conclusion

A thorough revision of projected income and expenditure for the 2019/20 financial year has been undertaken.

Attachments

- 1 September 2019 Finance Report Council 

Public Questions

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 36:29 to 38:30 for public questions and responses related to Item 13.1 Quarterly Finance Report

13.2 QUARTERLY COUNCIL PLAN MEASURES REPORT

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File Name: 2018-2019 - Council Plan Reporting
File No: IC19/840

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 communicate Council's performance against the measures detailed in the Council Plan 2017-2021 (2019 Revision) for Quarter 1 of the 2019/20 financial year.

RESOLUTION:

(Moved: Councillor K Clarke OAM/Councillor H Benton)

That Council receives the Council Plan 'What You Will See in 2019/2020' and the 'Council Plan Measures Report' for Quarter 1 of the 2019/2020 financial year.

Carried

Background

Part of Council's mission is to provide the leadership necessary to maintain open communication and community engagement. Providing reports to the community on Council's progress against the Council Plan outcomes will assist to achieve this mission.

These results measure our progress against what is important and allow ourselves and everyone in our community to understand the impact that we are having.

Implications

Two reports are provided.

The first being the Council Plan 'What You Will See in 2019/2020' which provides information on the Quarter 1 progress of projects or initiatives to be delivered in the 2019/20 financial year.

Of the 44 projects or initiatives identified by Council to be completed during 2019/20 and listed within 2017-2021 Council Plan (2019 Revision) under 'What You Will See in 2019/2020', the following has been achieved for Quarter 1:

- One (1) project/initiative has been Completed;
- Four (4) projects/initiatives Nearing Completion;
- Six (6) projects/initiatives On-going with one (1) (*Preparation of municipality-wide Cycling Strategy*) Off Track;
- Eighteen (18) projects/initiatives are Underway with one (1) (*Wangaratta Aerodrome Infrastructure Development*) Off Track;
- Fourteen (14) projects/initiatives have Started with six (6) (*Tourism Marketing Campaign, Implementation of the annual Rural Community Planning projects identified within the District Plans, Drainage and upgrade of Linder Road - Design and Land Acquisition, Wangaratta Parklands Precinct Master Plan, Venue Management Software to streamline booking systems – Implementation, and Gun Club Rehabilitation*) Off Track; and
- One (1) project/initiative has Not Started.

The second report being provided is the Council Plan Measures which provides the Quarter 1 results for measures that were set in the Council Plan.

Of the 23 quarterly measures set in the 2017-2021 Council Plan (2019 Revision) Council has achieved the following results for Quarter 1:

- Seventeen (17) measures achieved green indicators meaning that performance was within 5% of target;
- Four (4) measures achieved yellow indicators meaning that that performance was within 10% of target; and
- Two (2) measures achieved red indicators meaning that performance was more than 10% outside of target.

There were several notable performances where measures have exceeded the Quarter 1 targets and these measures include but are not limited to;

- Number of new housing lots released in the municipality;
- Number of ticket sales for Wangaratta Performance Arts and Convention Centre (WPACC); and
- Native Plants planted in the Municipality - Greening Wangaratta Program.

Policy Considerations

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

Financial/Economic Implications

There is no immediate financial impact related to this report.

Legal/Statutory

The *Local Government Act 1989* requires Council to report on performance annually in the Annual Report. This quarterly report provides the community with a progress update against some of Council's key measures.

Social

The Council Plan 2017-2021 (2019 Revision) provides for the achievement of several social objectives.

Environmental/Sustainability Impacts

The Council Plan 2017-2021 (2019 Revision) provides for the achievement of several Environmental/Sustainability objectives.

Council Plan 2017-2021 (2019 Revision)

This report supports the Council Plan 2017-2021 (2019 Revision):

WE ARE SUSTAINABLE

The Non-Negotiables

Our team will make the best and most efficient use of Council's resources.

We will Plan, Research & Advocate for the Future

By accurately understanding the constraints and opportunities that face our organisation, our community and our region.

WE ARE INSPIRED

The Non-Negotiables

Our commitment to communicate and engage with our community about local decision making in a way that is clear, accessible and easy to understand.

What we do everyday

We talk to, inform and engage with the people who live, work and visit in our community.



Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Council Plan targets are not achieved leading to reputational risk	Low	High	Moderate	Identified unfavourable variances are examined and addressed. Regular monitoring and reporting.

Conclusion

This report assists Council to monitor its performance in achieving the targets prescribed within the Council Plan.

Attachments

- 1 'What You Will See in 2019/2020' - Quarter 1 Report 
- 2 Council Plan Measures - Quarter 1 Report 

14. COMMUNITY WELLBEING

14.1 COMMUNITY GRANTS MAJOR CATEGORY

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	19 November 2019
Author:	Community & Recreation Officer
File No:	IC19/180

The following Council officers and contractors have provided advice in relation to this report and have disclosed a conflict of interest regarding the matter under consideration:

Community Grants Assessment Panel Members:

Ben Thomas – Manager – Community and Recreation

Ken Clarke – Councillor

Executive Summary

This report is presented to Council to provide recommendations in relation to the 2019/2020 Community Grants – Major Category.

The 2019/2020 Council Budget allocated \$186,205 towards the Community Grants Program. This annual budget is nominally broken down to:

- \$110,000 allocated to the Major Grants Category;
- \$40,000 allocated to the Minor Grants Category;
- \$19,720 allocated to the Active Wangaratta Grants Program (Club Participation Grants and Individual Athlete Assistance Program)
- \$15,000 allocated to develop council's financial assistance policy and framework and ,
- \$1,485 allocated to operational costs

Council's Projects and Recreation Department received 31 eligible applications with a total funding request of \$300,625 and a total project value of \$559,854.

The applications were assessed by officers from the Projects and Recreation team to determine eligibility and were then ranked into high, medium and low value projects (according to their alignment with the grant criteria). 20 high and medium ranked applications were assessed by an assessment panel made up of the following:

- One Councillor;
- The Director Community Wellbeing;
- The Manager Community and Recreation;
- The Projects and Recreation Coordinator; and
- One community member

The Community Grants Assessment Panel have recommended 12 projects for funding in the major category to the value of \$94,270.

The assessment panel have also recommended funding \$10,000 towards the Into Our Hands Community Foundation as a separate allocation of funds. An application seeking \$15,000 was received from the Foundation to go towards the coordination and establishment of the Give Wangaratta Fund, a community wide philanthropy initiative that seeks to grow grants assets and funding for local charitable needs across Wangaratta. This project was supported by the Community Grants Assessment Panel, however the panel believe it does not fit with the framework of the Community Grants Program.

RESOLUTION:

Cr Harry Bussell left the meeting at 6:39pm having previously disclosed a conflict of interest in relation to this item.

Cr Harry Bussell returned to the meeting at 6:44 pm.

(Moved: Councillor A Fitzpatrick/Councillor D Fuller)

- a) That Council awards the total of \$94,270 to fund the following projects as part of the 2019/2020 Community Grants Program – Major Category.***

Group/organisation	Project Name	Recommended Funding Amount
Everton Hall and Sport Complex Committee	Everton Community Hub Precinct Revitalisation - BBQ Shelter	\$13,546
Wangaratta Pony Club	Power Up, Wangaratta Pony Club - Phase 2	\$6,000
Auskick, Centrals JFC, College JFC	Bill O'Callaghan Oval - Storage Shed	\$15,000
Glenrowan Pre School	Glenrowan Pre-School Essential Facilities Upgrade	\$8,195
Wangaratta Urban Landcare Group	Greening Wangaratta - Pilot Project	\$1,716
Inner Wheel Club of Whorouly	Computer and Software and Promotional Banner Project	\$800
Whitefield Cemetery Committee	Whitefield Cemetery Rotunda	\$11,620
Wangaratta Archers	Indoor Target Upgrade	\$11,893
Ovens Landcare Network	Support for European Wasp Control	\$2,500
Wangaratta Junior Football Club and users of the Norm Minns Oval	Installation, relocation and commissioning of new electronic scoreboard at	\$15,000

	Wangaratta Norm Minns Oval.	
Wangaratta Community Radio Association Inc (OAK FM)	Website Update and Installation of a New Livestreaming App	\$4,000
Country Women's Association, Wangaratta District Branch and Wangaratta Evening Branch	A Bright Future - Stage II CWA Hall Restoration Project	\$4,000
<i>b) That Council awards \$10,000 to fund the Into Our Hands Community Foundation.</i>		
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 Community Grants Program is promoted to community groups and not-for-profit organisations through a range of communication methods such as:

- Emails;
- Rural City Connections Page (Wangaratta Chronicle);
- Social Media;
- Rural Community Newsletters; and
- Community Grants Roadshow

The Community Grants Roadshow was held over the six weeks of the application opening period. Three roadshow sessions were held in urban Wangaratta and four sessions were held in rural townships throughout the municipality. 27 groups/organisations were represented at the Community Grants Roadshow. A further 13 groups/organisations made enquiries to Council's Projects and Recreation team.

The Rural City of Wangaratta 2019/2020 Community Grants Program – Major Category received 31 eligible applications with a total funding request of \$300,625. The applications were assessed and measured against the application criteria and then scaled from highest to lowest ranking.

Upon endorsement of the 2019/2020 Community Grants Major Category, successful and unsuccessful applicants will be notified. A listing of the successful applicants will be promoted through local media, newsletters and Council's website.

Implications

Policy Considerations

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

Financial/Economic Implications

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

	2019/2020 Approved Budget for this proposal \$	This Proposal \$	Variance Approved Budget \$	to Comments
Revenue/Income	\$186,205			
Expense		\$104,270		
Net Result			\$81,935	\$81,935 remaining towards Minor Community Grants, the Active Wangaratta Grants Program & review of financial assistance policy and framework.

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. Assessment of project submissions takes into consideration the social impact of projects for communities.

Environmental/Sustainability Impacts

A number of grants made will achieve environmental outcomes.

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

Key priorities:**We will plan and make decisions for the future:**

- To ensure we are responding to the current and future recreational needs of our community and creating sustainable and quality recreation reserves throughout our municipality.
- By acknowledging our municipality as both rural and urban and developing a new vision together that reflects our future.
- For our community to have access to quality and exciting arts and cultural experiences.
- To assist the community to reduce their impact on the environment.
- In partnership with the right organisations we will make sure that everyone feels safe in their own homes, in their streets and in their communities.

We will create and deliver:

- A community grants program that supports the future of local community groups and organisations.
- Exceptional services and programs that help our families to be healthy, happy and connected.
- Opportunities that promote conservation and assistance to community groups to undertake conservation projects.
- Opportunities to assist the community to adopt sustainable building and living practises and to reduce energy and water use.

The non-negotiables

- Our community can access recreation facilities and programs. We can all lead an active and healthy lifestyle.
- Our rural communities are supported and recognised as significant contributors to the economic and social character of the municipality.
- Our team will make the best and most efficient use of Council's resources.

What we do every day:

- We talk to, inform and engage with the people who live, work and visit in our community.
- We acknowledge and recognise the diversity of our municipality and our landscape.
- We celebrate our diverse cultural heritage and the history of our place and people.

Strategic Links**a) Rural City of Wangaratta 2030 Community Vision****b) Other strategic links****Rural City of Wangaratta Recreation Strategy**

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

- Promoting the availability of facilities for casual community access.

- 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 7.2.3 Work with key groups to establish and promote unstructured recreation opportunities for specific groups in the community.

Rural City of Wangaratta Municipal Public Health and Wellbeing Plan 2017 – 2021

1.1.1 Build collaborative partnerships to support and contribute to whole of community actions to prevent family violence.

2.1.1 Promote and support accessible, affordable and inclusive opportunities for girls and women of all abilities and ages to be part of all elements of community life including sport, cultural, education, employment and leadership roles.

2.2.2 Provide free and accessible programs that enable men, women, young people and children of all abilities to enjoy and participate in cultural activities.

5.1.4 Ensure key community facilities, precincts and spaces are family friendly to ensure parents and carers can easily participate in community life.

5.2.4 Provide support to community groups and organisations that seek opportunities for innovation, collaboration and community participation.

5.3.2 Consider design in community and recreational precincts, facilities and spaces in a way that enhances safety and passive surveillance.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Group's ability to provide committed cash/in-kind contribution.	3. Possible	2. Minor	Medium	Request 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.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Internal staff	Email, website
Consult	Internal and External stakeholders	Email, face-to-face
Involve	Roadshows	Face-to-face, phone
Collaborate	Eligible applicants	Email, face-to-face
Empower	Successful applicants	Letter, email, 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.

Options for Consideration

1. That Council endorse \$104,270 to fund the projects as recommended as part of the 2019/2020 Community Grants Program – Major Category;
2. That Council reconsiders all submitted projects and re completes the assessment process.

Conclusion

With assessment now complete, projects for funding have been listed in this report for Council's consideration.

Attachments

Nil.

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 43:30 to 44:50 for councillor speeches related to Item 14.1 Community Grants Major Category

14.2 COMMUNITY INFRASTRUCTURE LOANS SCHEME

Meeting Type:	Ordinary Council Meeting
Date of Meeting:	19 November 2019
Author:	Director - Community Wellbeing
File No:	IC19/892

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 application to the Community Infrastructure Loans Scheme available through the Department Environment, Land, Water and Planning (DELWP).

The Community Infrastructure Loans Scheme is designed to support the delivery of community infrastructure by providing Victorian councils with access to low-interest subsidised loans between \$500,000 and \$10million per project.

Successful applications for the Community Infrastructure Loans Scheme are expected to be announced in February 2020. On this basis, successful applications will impact 2020/2021 Budgets. Council is preparing to submit an application to the loan scheme that will facilitate the delivery of two key play spaces within Wangaratta - \$500,000 for the Mitchell Avenue Reserve and \$500,000 for a Regional Play Space at Apex Park.

Project	Total cost	Loan contribution	Remaining funding
Apex Play Space	\$1,500,000	\$500,000	\$500,000 – proposed RDV Grant \$500,000 – Council funds (2020/2021 draft budget)
Mitchell Avenue Reserve	\$1,025,000	\$500,000	\$200,000 – SRV Funding (confirmed) \$325,000 – Council funding (2019/2020 budget)
Total	\$2,525,000	\$1,000,000	\$1,525,000

To apply for a loan under the Community Infrastructure Loans Scheme, a council resolution is needed to support the loan application.

The loan application process is open until November 29th, 2019.

RECOMMENDATION:**(Moved: Councillor A Fitzpatrick/Councillor M Currie)*****That Council:***

- 1. Resolves to approve the lodgement of an application for a loan of \$1,000,000 under the 2019 Community Infrastructure Loans Scheme for the Regional Play Space Project and the Mitchell Avenue Reserve Project.***
- 2. If successful, Council reflect the secured loan funding within the 2020-21 budget against proposed projects.***

For: Mayor Rees, Cr Mark Currie, Cr Harvey Benton, Cr Ashlee Fitzpatrick, Cr Harry Bussell**Against: Cr Ken Clarke OAM & Deputy Mayor David Fuller****Carried****Background**

As part of Council's continued and ongoing investment in community infrastructure, a regionally significant play space is currently being planned for Apex Park, Wangaratta. The play space will meet the social and recreational needs of a wide age group – with equipment for young children and their parents, middle aged children, and a Parkour element for older children and adults. In addition, a Children's Garden and Youth Recreation Space has been designed for the Mitchell Avenue Recreation Precinct. This project will significantly enhance one of our city's emerging recreation and play destinations for residents and visitors alike.

These play spaces will be significant in their provision of quality recreation and play infrastructure for our community and will also act as visitation attractions for tourists and our regional neighbours.

The low interest loan scheme available through DEWLP is open to all Victorian councils and will provide access to low interest rate loans from Treasury Corporation of Victoria (TCV). The scheme is designed to support the delivery of significant community infrastructure projects. The triple-A credit rating currently held by Victoria means that the state can borrow money at cheaper rates than are commercially available. Successful projects will receive interest subsidies to reduce the interest rate by 50 per cent of the applicable interest rate, up to a maximum of 150 basis points (or 1.5 per cent).

Implications**Policy Considerations**

Regional Play Space

The Regional Play space project is referenced with the Rural City of Wangaratta Play Space Strategy. Within this document the most suitable location for a Regional Play space development is identified as Apex Park due to its large, prominent location, its significant site that is suitable for high level infrastructure development and promotion to visitors, its position to adjacent facilities and attractions, its location on a shared trail with car and bus parking availability and proximity to food and beverages.

The play space is also a significant project outlined within the Wangaratta Central Business District Masterplan (The Wangaratta Project). Within this plan, which sets the strategic direction of the CBD, Apex Park is prioritised for works that intensify its role in attracting families; draws residents and visitors into the CBD; and better connects the river, park and city. The masterplans outlines the benefits of this project including:

- Strengthening Wangaratta identity as a city of sports and recreation
- Provision of an important leisure and recreation resource that offers low cost, outdoor activities for children, young people and their families near the CBD
- Increasing visitation and foot traffic to the area that would support food and beverage business along the riverside
- Creating a gathering place for locals, regional neighbours and tourists that draws them into the CBD

Mitchell Avenue Reserve

The Mitchell Avenue Reserve Project delivers the priorities within the adopted Mitchell Avenue Reserve Master Plan and has strong alignment with Council's Play Space Strategy. Delivering key social and play infrastructure within the Mitchell Avenue Reserve was a key priority arising from the closure of the Yarrunga Family Swim Centre and the Council's Aquatics Plan for the Future.

This stage of the project will deliver the Mitchell Avenue Children's Garden a significant priority identified by the community. It is expected that the Mitchell Avenue Recreation Reserve will be annually visited by 21,899 people for 15,512 hours of physical activity and social interaction.

Financial/Economic Implications

Loans through the scheme will be provided at TCV's borrowing rate at the date of the loan execution. As of 23 September 2019, the interest rate for a 10-year credit foncier loan (a longer term loan with monthly repayment instalments) from TCV was 1.42%. The interest rate on TCV's 11am loan facility was 1.165%. TCV's 11am loan rate (a short-term loan facility generally used to fund working capital, cash management requirements and project cash flows) and term borrowing rates are subject to change according to movements in financial conditions. The actual interest rate offered will be dependent on TCV's borrowing rate at the date of loan execution. This scheme then provides a 50% subsidy on the interest rate.

The loan facilities to be provided by TCV will be:

- An 11am loan facility during the construction period, payable monthly. The 11am loan facility is interest only and the interest rate is variable.
- Upon construction completion, Council will be required to structure the total loan amount as a credit foncier loan. The credit foncier loan will be provided by TCV for up to 15 years.
- The loan will be structured to provide regular repayment instalments of principal and interest, on the first business day of the month. The maturity date and interest rate are fixed for the term of the loan.
- The settlement date of the credit foncier loan can be arranged with TCV out of a forward settlement date, for example at the end of the construction period. This allows the borrower to manage the interest rate risk exposure of the credit foncier loan.
- Loans will be secured against the general rates revenue of the council.

If Council was to obtain the loan through commercial arrangements, it is likely the interest rate would be fixed at 1.89%, with monthly principle and interest repayments. Comparatively, if it assumed that Council would pay 0.7% interest through this scheme, a loan of \$1,000,000 would deliver a saving in interest repayments to Council of \$60,840 over the life of the loan (assumed 10 years).

The borrowing of \$1million would have the following impact on our ratios:

- Interest Cover Ratio - 10.2 times
- Borrowings to Own Source Revenue Ratio - 25.43%
- Earnings before interest, tax, depreciation and amortisation (EBITDA) Margin - 5.82%
- Loan to Value Ratio - 26.6%
- Current Ratio - 201% or 2.01 times

The scheme requires that Council's Interest cover ratio stay at greater than 2 times, and that the borrowings on own Source revenue ration is below 60%. Council is able to maintain both ratios.

Project Costs

The project costs for the two projects will be included in the 2020/2021 budget. Design and associated precinct amenity costs for the Mitchell Avenue Reserve Precinct are included in the 2019/2020 budget – including a \$199,660 grant from Sport and Recreation Victoria.

Construction of the children's park has been estimated at \$625,906 including GST.

The entire project cost for the Apex Park Playground is \$1.5million. A grant for \$500,000 from Regional Development Victoria will be submitted in December, with announcements expected in April 2020, to support the project.

Legal/Statutory

Planning and statutory requirements have been considered during the development of the concepts and will be addressed during the construction stage of these projects.

Social

There are significant benefits in the provision of a regional play space and the Mitchell Avenue Recreation Reserve. These include:

- Facilitation of social connection between families.
- Supporting interesting and appealing play for people of all ages and abilities, by providing accessible and inclusive design.
- Driving economic impacts by increased visitation to the city
- Promotion of the city as family and child friendly – for visitors and new residents. This aligns to Council’s new Marketing and Branding project to drive residential and economic growth.
- Invigoration of existing community precinct areas.

Environmental/Sustainability Impacts

The design and construction of the regional play space will consider and protect the natural environment of that precinct. Whilst the significant trees and access to the river are key attractors to the space, they also require careful consideration.

Mitchell Avenue Recreation Reserve is adjacent to the One Mile Creek and has been the site of revegetation works along the waterway. There are a number of remnant native trees on the site which have been incorporated into the concept plan. These trees will be an integral part of the Children’s Garden and additional protection measures will be put in place to help ensure their longevity.

The Apex Park Regional Play Space and the Mitchell Avenue Children’s Garden will both have educational benefits with children having a greater level of interaction with nature and creating a greater interest in the wellbeing of the environment.

2017 – 2021 Council Plan

We are Thriving

We will plan, research and advocate for the future: To ensure we are responding to the current and future recreational needs of our community and creating sustainable and quality recreation reserves throughout our municipality.

We will create and deliver: Open spaces and reserves that allow everyone to enjoy our beautiful location and environment.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

A Vibrant Community – sport, recreation, arts and culture, play an important role in bringing communities together and improving personal and community health and wellbeing

b) Mitchell Avenue Reserve Master Plan (2018)

The Children's Garden was one of the top priority projects based upon community feedback from the Mitchell Avenue Reserve Master Plan. Along with the establishment of a fitness equipment area (completed Dec 2018) and an off-leash dog park (completed early 2019).

c) Wangaratta Aquatics Plan (2015)

The delivery of a Children's Garden and Pump Track will be a further investment into recreational facilities and activities within Mitchell Avenue Reserve as per the commitment made by Council relating to the closure of the Yarrunga Family Swim Centre within this plan.

d) Play Space Strategy (2017)

The delivery of a Children's Garden and the Apex Playground align strongly with an increased emphasis on nature-based play, ensuring a variety of types of play are provided within a park and will further enhance the district level play space into a reserve with a regional catchment.

e) The Wangaratta Project (2016)

The Wangaratta Project – the CBD Masterplan identifies the Apex Park Playground as a significant priority for the community and the city. The project will increase social and economic activity within the city by creating a regionally significant and unique destination for all ages.

Risk Management

Risks associated with the construction, delivery and ongoing management of the projects will be considered in the development of the design plans and incorporated and addressed as part of the project management.

Council has adopted strategic plans and communicated a commitment to developing these precincts as key community asset. The progression of this loan application and subsequent commitment in future budgets will further strengthen this commitment and hence continue to raise the expectation by the community for these projects to be delivered.

There is the risk that the loan application is denied by DEWLP. This would significantly impact the ability of Council to deliver the regional playground projects in the 2020/2021 financial year. Further planning, and future budget evaluation would need to be completed to establish a timeframe for Council's future capacity to deliver the project.

If the RDV grant was unsuccessful, then the Regional Playground size and offering may also be impacted, or the project would need to be staged over several years. An evaluation of the impact on the project would be made once the outcome of the grant was known.

Consultation/Communication

Consultation for the concept of the Apex Park play space was undertaken as part of the play space strategy and the CBD Masterplan projects. Engagement in both of these documents was significant. The Mitchell Avenue Recreation Reserve was adopted by Council after significant engagement with the local neighbourhood and broader community.

Further engagement with the community – especially children and young people – will happen when the design component of the projects is undertaken.

Options for Consideration

1. Council progress with the loan application and continue the design stage of the Apex Park Regional Play Space project and the delivery of the Mitchell Avenue Recreation Reserve project.
2. Council fund the projects through council reserves, and state government funding, and not pursue the loan fund.
3. Council not continue with the Play Space project and fund the Mitchell Avenue Recreation Reserve from state government funding and Council reserves.

Conclusion

These projects will significantly enhance the opportunities for children, young people and families to access interactive and engaging play spaces within the city. This is important for social connections, and childhood development. The projects will also improve our diversity of offering within our city and attract families to visit and stay.

This low interest loan facility will allow Council to deliver quality and accessible infrastructure that will meet the social and recreational needs of our community, whilst also developing an attraction that will drive attraction and economic stimulation.

The significant borrowings savings that will be achieved from this scheme allow for this investment in our community to be realised sooner than previously forecast.

Attachments

Nil.

Public Questions

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 47:57 to 53:55 for public questions and responses related to Item 14.2 Community Infrastructure Loan Scheme

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 54:08 to 56:00 for councillor speeches related to Item 14.2 Community Infrastructure Loan Scheme

15. INFRASTRUCTURE SERVICES

15.1 ROAD RENAMING - TRESIZE STREET, ELDORADO

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Executive Assistant - Infrastructure Services
File No: IC19/670

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 road naming change process to correct the spelling of Trezise Street, Eldorado which has been found to be incorrectly spelt as Tresize Street, Eldorado on mapping and signage.

RECOMMENDATION:

(Moved: Councillor K Clarke OAM/Councillor H Benton)

That Council:

- 1. Advertises its intention to change the road name from Tresize Street, Eldorado to Trezise Street, Eldorado to correct spelling in recognition of Joseph Trezise;***
- 2. Seeks feedback from the community, landowners on Tresize Street, Eldorado and referral authorities until 20 December 2019;***
- 3. Reports any objections received to the February 2020 Council meeting; and***
- 4. If no objections are received, Council resolves to proceed with the road naming change process.***

Carried

Background

A letter was received from Mr Bill Trezise requesting road signs at Tresize Street, Eldorado be changed as he believes the signs are incorrectly spelt. Mr Trezise believes the road is named after his parents Joseph and Vera Trezise.

Subsequent checking has found that Vicmap data (official mapping) also has the road name spelt as Tresize. Changing the road signs in isolation does not correct the issue.

The Place Naming Committee considered the request from Mr Trezise at its meeting held on 21 August 2019.

Research on Shire maps shows no Trezise landowners in Eldorado however information from the El Dorado Gold history book and Trove website refers to Joseph Trezise as the Eldorado Mine inspector during the period of mining in Eldorado.

The *Naming rules for places in Victoria, Principle (C) Linking the name to place* requires that the road name links to the location. Although not landowners, Joseph Trezise and his wife Vera raised their family at this location in Eldorado.

The Place Naming Committee believe this information provides support for the request to have the spelling changed in recognition of Joseph Trezise, as requested by Bill Trezise. To correct the road name a road renaming process must be undertaken.

There are 7 properties addressed to Tresize Street, Eldorado (refer attached location map).

Implications

Policy Considerations

Naming Roads, Streets and Other Accessways

Financial/Economic Implications

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

Legal/Statutory

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

Social

Mr Trezise would like to see his family name recognised with the correct spelling of the roadway.

Environmental/Sustainability Impacts

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

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

Goal

We are Thriving

What we do everyday

We celebrate our diverse cultural heritage and the history of our place and people

We will plan, research and advocate for the future:

For the representation of our cultural heritage and story

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

N/A

b) Other strategic links

N/A

Risk Management

N/A

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Consult	Advertise and seek feedback from: <ul style="list-style-type: none"> • Community • Landowners on Tresize Street, Eldorado • Referral authorities (including emergency service agencies) 	Wangaratta Chronicle Council's website Letter/ email

Conclusion

The Place Naming Committee consider that the research information and requirement for linking the name to place in the Naming Rules provides support for the requested change of spelling of the road name to Tresize Street.

Attachments

- 1 Tresize Street properties 

15.2 T1819/011 HP BARR RESERVE OVAL 2 RECONSTRUCTION

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Project Officer
File No: IC19/692

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 award contract T1920/011 - HP Barr Reserve Oval 2.

The original scope of this project was to reconstruct the existing three quarter size oval. Options to construct a full-size oval were presented to Council. A full-size oval would better cater to the needs of the community and user groups. The conclusion was that any additional funding required would be reviewed after the works were tendered.

ORIGINAL RECOMMENDATION:

That Council:

1. Approve the allocation of an additional \$201,244.00 to T1920/011 HP Barr Reserve Oval 2 – reconstruction. This additional allocation to be identified via savings to other projects as part of the mid-year budget review;
2. Award the contract T1920/011 HP Barr Reserve Oval 2 – reconstruction to Gordon Gibson Nominees.
3. Authorises the Chief Executive Officer to sign and seal documents for T1920/011 HP Barr Reserve Oval 2 – reconstruction, when available; and
4. Discloses the contract price for T1920/011 HP Barr Reserve Oval 2 – reconstruction.

ALTERNATE MOTION:

(Moved: Councillor D Rees/Councillor K Clarke OAM)

That Council:

1. ***Approve the allocation of an additional \$338,508.00 to T1920/011 HP Barr Reserve Oval 2 – reconstruction. This additional allocation to be identified via savings to other projects as part of the mid-year budget review;***

2. ***Award the contract T1920/011 HP Barr Reserve Oval 2 – reconstruction to Gordon Gibson Nominees.***
3. ***Authorises the Chief Executive Officer to sign and seal documents for T1920/011 HP Barr Reserve Oval 2 – reconstruction, when available; and***
4. ***Discloses the contract price for T1920/011 HP Barr Reserve Oval 2 – reconstruction.***

Total contract price for Contract T1920/011 – HP Barr Reserve Oval 2 – reconstruction disclosed as: \$1,044,455.00 ex GST.

Carried

Background

Tenders for T1920/011 HP Barr Oval 2 reconstruction were advertised as follows:

Advertisement	Date
Eprocure	11/09/19
Chronicle	20/09/19

Tenders closed at 2:00pm on 8 October 2019.

The tender evaluation team included Council’s Manager, Infrastructure, Planning & Delivery, Delivery and Contracts Coordinator and Project Manager.

Tenders Received – HP Barr Oval 2 Reconstruction
Gordon Gibson Nominees
Hume Turf & Machinery Pty Ltd
Lincolns Earthmoving Pty Ltd

Tenders were evaluated against the following criteria:

Cost	40%
Capacity	30%
Capability	30%

Tenderers scored as follows:

Tenderer	Evaluation score
Gordon Gibson Nominees	75
Hume Turf & Machinery Pty Ltd	73
Lincolns Earthmoving Pty Ltd	NC

Implications

Policy Considerations

These works are part of the works proposed in the Parkland Masterplan.

Financial/Economic Implications

Funds for the T1920/011 - HP Barr Reserve Oval 2 – reconstruction are included in Council's 2019/20 budget with additional funding to be identified via savings to other projects as part of the mid-year budget review

Legal/Statutory

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

Social

The upgrade of this oval will allow for the expansion of sporting activities offered at the HP Barr Reserve Precinct.

Environmental/Sustainability Impacts

There is some planted native vegetation to be removed as part of this project, this vegetation has been offset through the planning process.

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

Goal

We are Growing

We will research and advocate:

To ensure we are responding to the current and future recreational needs of our community and creating sustainable and quality recreation reserves throughout our municipality.

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

Sport, recreation, arts and culture, play an important role in bringing communities together.

b) Other strategic links

Open Space and Recreation Strategy.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Timeframe and the achieving of the proposed timelines	Minor (2)	Moderate (3)	5	Project Manager to monitor

Unsatisfactory quality of works	Minor (2)	Minor (2)	4	Project Manager to monitor
Contractor Injury	Minor (2)	Moderate (3)	5	Project Manager to monitor contractors OH&S performance
Community concerns	Minor (2)	Moderate (3)	5	

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Ongoing communication with user groups and residents through the life of the project	Newsletter, meetings, phone calls & Chronicle
Consult	User groups	Meetings

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

Options for Consideration

Given the extra budget required to construct the oval to full size, the scope has been reviewed to provide three options. These options include the removal of the perimeter fence and the removal of the spoon drain. The removal of the fence is considered viable, however the removal of the spoon drain will have a significant impact on the overall drainage of the oval and thus cannot be recommended. The three options for consideration are:

Option One: Construct the full sized oval with spoon drain and fence and seek an additional \$338,508 via the mid-year budget review.

Option Two: Construct the full sized oval but remove the fence and seek an additional \$201,244 via the mid-year budget review. (recommended)

Option Three: Construct the full sized oval but remove the fence and spoon drain and seek an additional \$152,508 via the mid-year budget review.

Conclusion

The construction of this oval will greatly enhance facilities at the H.P. Barr sporting precinct. The full size oval will provide many more options than the originally proposed three quarter sized oval. Following a comprehensive evaluation of tenders against the pre-determined evaluation criteria and weightings, Gordon Gibson Nominees scored the highest and offer value for money.

Attachments

1 T1920 011 HP Barr Reserve Oval 2 - EVALUATION REPORT - Confidential

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 1:01:20 to 1:02:30 for councillor speeches related to Item 15.2 T1920/011 – HP Barr Reserve Oval 2

15.3 MURPHY STREET FAIRYLIGHTS

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Manager Infrastructure Planning and Delivery
File No: IC19/903

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 approve the allocation of funding to the installation of fairy lights along Murphy Street Wangaratta between Ford Street and Faithful Street.

RESOLUTION:

(Moved: Councillor A Fitzpatrick/Councillor H Benton)

That Council:

- 1. Approve the allocation of an additional \$100,000 (GST Exclusive) to the installation of fairy lighting along Murphy Street Wangaratta between Ford Street and Faithful Street from 2019/20 Capital Works Budget - CBD Street Banners***

For: Councillor H Benton, Councillor H Bussell, Councillor A Fitzpatrick, Councillor M Currie and Councillor D Rees

Against: Councillor K Clarke OAM

Carried

Background

In August 2019 fairy lights were installed in Reid Street, Wangaratta. The feedback received from the community has been very positive. It is now proposed to install fairy lights in Murphy Street to further enhance the look and feel of the CBD.

Budget for these work will be allocated from 2019/20 Capital Works Budget - CBD Street Banners.

Implications

Policy Considerations

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

Financial/Economic Implications

There will be a reduction of \$100,000 in the 2019/20 Capital Works Budget - CBD Street Banners.

Legal/Statutory

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

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.

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

Goal

We are Growing

We will plan, research and advocate for the future:

To encourage growth in Wangaratta's CBD and establish it as a regional business and retail centre

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

Sport, recreation, arts and culture, play an important role in bringing communities together

b) Other strategic links

N/A

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Timeframe and achieving the proposed timelines	Minor (2)	Moderate (3)	5	Project Manager to monitor
Unsatisfactory	Minor (2)	Minor (2)	4	Project

quality of works				Manager to monitor
Contractor Injury	Minor (2)	Moderate (3)	5	Project Manager to monitor contractors OH&S performance

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Ongoing communication business owners through the life of the project	Letter drop

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

Options for Consideration

There are no alternate recommendations.

Conclusion

Installation of fairy lights in Murphy Street will enhance the CBD and can be funded from 2019/20 Capital Works Budget - CBD Street Banners.

Attachments

Nil.

Public Questions

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 1:04:54 to 1:05:45 for public questions and responses related to Item 15.3 Murphy Street Fairy Lights

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 1:06:05 to 1:08:40 for councillor speeches related to Item 15.3 Murphy Street Fairy Lights

16. DEVELOPMENT SERVICES

16.1 PLANNING SCHEME AMENDMENT C76 (WANGARATTA INDUSTRIAL LAND USE STRATEGY) - CONSIDERATION OF SUBMISSIONS

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Strategy Planner
File No: IC19/634

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 11 submissions received in response to the public exhibition of Wangaratta Planning Scheme Amendment C76 – Industrial Land Use Strategy.
- Inform and advise Council about the content of the submissions and key issues raised in response to Amendment C76. The submissions received in response to the Amendment were focussed on several individual matters which are considered further below.
- Seek Council's agreement to make changes to the exhibited Amendment documents to respond to submissions, as detailed in the discussion further below.
- Seek Council's agreement to refer Amendment C76 and the submissions to an independent Planning Panel as the next step in the amendment process in accordance with the requirements of the *Planning and Environment Act 1987*; and
- Seek Council agreement to allow officers to continue to work with submitters to resolve any outstanding matters raised in submissions, in the lead up to an independent Planning Panel.

RESOLUTION:

(Moved: Councillor H Benton/Councillor K Clarke OAM)

That Council:

1. ***Considers all submissions to Wangaratta Planning Scheme Amendment C76 – Industrial Land Use Strategy, pursuant to Section 22(1) of the Planning and Environment Act 1987.***

- 2. *Makes changes to the exhibited C76 amendment documents in accordance with the changes identified and recommended in Attachment 1.***
- 3. *Refers Amendment C76 to a Panel appointed under Part 8 of the Planning and Environment Act 1987.***
- 4. *Formally requests that the Minister for Planning appoints a Panel in accordance with Sec 23(1)(b) of the Planning and Environment Act 1987.***
- 5. *Continues to work with submitters with outstanding submissions to attempt to reach a resolution that can be presented to a Panel.***
- 6. *Notifies submitters to Amendment C76 of Councils decision.***

Carried

Background

What Amendment C76 proposes?

The Amendment proposes to make changes to the Wangaratta Planning Scheme to enable the implementation of the Wangaratta Industrial Land Use Strategy 2017 (the Strategy), including policy changes and rezoning of land in accordance with the objectives of the Strategy. 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 city.
- Inform future changes to the Wangaratta Planning Scheme, including the application of zones, overlays and policies.

The Amendment (as exhibited) specifically seeks the following changes:

Ordinance Changes:

- Amends Clause 21.03 (Environment and Landscape Values).
- Amends Clause 21.08 (Economic Development).
- Amends Clause 21.11 (Local Areas).
- Amends Clause 21.12 (Reference Documents)
- Replaces Clause 22.09 (No Content) with a new Clause 22.09 (Industrial and Commercial Development).

- Amends Schedule 6 to Clause 37.01 Special Use Zone

Overlay Changes:

- Inserts a new Schedule to Clause 43.02 Design and Development Overlay – Schedule 4 (Commercial 2 Zoned Land with Main Road frontage)
- Inserts a new schedule to Clause 43.02 Development Design Overlay – Schedule 5 (Industrial Zoned Land with Main Road frontage)
- Amends the Development Plan Overlay – Schedule 3 (South Wangaratta Civic Precinct)
- Apply the Environmental Audit Overlay to 12-14 Tone Road
- Apply Schedule 4 and 5 to the Design and Development Overlay (Clause 43.02).

Mapping Changes:

- Rezone land bounded by Detour and Bourke Roads, North Wangaratta from Public Use Zone 1 (Service and Utility) to Industrial 1 Zone
- Rezone land occupied by North East Water at Klemm Road, North Wangaratta and Anker Road, North Wangaratta from Industrial 1 Zone and Farming Zone to Public Use Zone 1 (Service & Utility)
- Rezone land at 9, 11 & 13A Ashmore Street, Wangaratta and 1, 3 and 7-9 Bickerton Street, Wangaratta from Industrial 1 Zone to Industrial 3 Zone
- Rezone 118 Greta Road, Wangaratta from Public Use Zone 7 (Other) to Industrial 1 Zone.
- Rezone 2 - 24 Tone Road, Wangaratta from Industrial 1 Zone to Commercial 2 Zone, and correct anomalous zone boundary between the Public Purpose and Recreation Zone and the Proposed Commercial 2 Zone
- Rezone selected land on the southern side of Tone Road and known as 15, 29 – 43, 45 – 93 Tone Road, Wangaratta from Industrial 1 Zone to Commercial 2 Zone
- Rezone 28-30 Roy Street East, Wangaratta from Industrial 1 Zone to Industrial 3 Zone
- Rezone part of 218 Tone Road, Wangaratta (Eastern portion of lot, for the Goulburn Ovens TAFE) from Industrial 1 Zone to Public Use Zone 2 (Education)
- Rezone part of land bounded by Shanley Street and Reith Road, South Wangaratta and adjoining the Wangaratta Livestock Exchange, part of the land bounded by Gravel Pit Road and Reith Road, South Wangaratta and adjoining the Wangaratta Livestock Exchange from Farming Zone to

Public Use Zone 6 (this is Council owned land and is comprised of paddocks used in association with the livestock exchange)

- Rezone Part of land at 79 Shanley Street, South Wangaratta from Public Use Zone 6 to Industrial 1 Zone
- Rezone North East Water land at Sandford Road, Wangaratta and adjoining from Industrial 1 Zone to Public Use Zone 1 (Service & Utility)
- Rezone selected land on the southern side of Tone Road and known as 105-125 Tone Road, Wangaratta from Industrial 1 Zone to Commercial 2 Zone (including the adjacent slip road).
- Correction rezoning of Crown Land fronting Greta Road (Part of the Wangaratta Common), Wangaratta South from Commercial 2 Zone to Public Conservation and Resource Zone
- Correction rezoning of land comprising the municipal reserve along the creek, which bisects 218 Tone Road, Wangaratta from Industrial 1 Zone and Farming Zone to Public Conservation and Reserve Zone
- Rezone the Three Mile Creek Reserve between Racecourse Road and Shanley Street from a mix of Industrial 1 Zone, Public Use Zone 6 and Farming Zone to Public Conservation and Recreation Zone.

Why is Amendment C76 required?

The Amendment is required to proactively plan and provide direction for industrial land into the future within Wangaratta by implementing key strategic directions from the Wangaratta Industrial Land Use Strategy.

The Strategy was adopted by Council after public advertising in October 2017 and provides a development framework and strategic direction for land use planning decisions and guidance on:

- Protection of industry from encroachment of sensitive uses.
- The re-use or development of older industrial areas.
- The management of issues associated with existing dwellings in industrial zones.
- Industrial development in rural areas.
- Built form and site presentation.
- Infrastructure planning and funding.
- Protecting long term potential for the expansion of industry in some areas.

Changes to the Wangaratta Planning Scheme, as described above are proposed to respond to the objectives and strategies of the Strategy, including the following key strategies:

Strategy 1.2 - Ensure an adequate supply of diverse land to accommodate demand over a 15 year period or based on industry trends

Strategy 4.1 Broaden the range of commercial uses that can be established on Tone Road

Strategy 5.2 Rezone land to more appropriate zones where it is poorly located for long-term industrial development

Strategy 16.2 Prepare land in North Wangaratta for larger industrial investors

Exhibition of Amendment C76

The amendment was placed on public exhibition from 18 April 2019 to 27 May 2019, in accordance with the requirements of the *Planning and Environment Act 1987*, and included the following:

- Direct notification to prescribed Ministers, government departments, statutory authorities
- Extensive notification to land owners and occupiers directly impacted by the proposed changes proposed and immediately neighbouring properties
- Public notice published in the Wangaratta Chronicle on 12 April 2019
- Notice in the Victorian Government Gazette on 18 April 2019

Submissions to Amendment

Council received 11 formal submissions following the close of the exhibition period. Eight (8) submissions were received from landowners and three (3) submissions were received from authorities.

Key Issues

A full analysis of submissions is contained in Attachment 1, including the following recommendations for changes to the amendment:

- Modify the South Wangaratta Strategic Directions Plan at Figure 8 of Clause 21.11-3, to more accurately and clearly show the proposed Strategic Buffer surrounding MacKay Casings and the operational area of the Wangaratta Saleyards
- Modify Strategy 1.2 and Strategy 1.3 of Clause 21.11-3 to more clearly express Council's intent of the proposed Strategic Buffer surrounding MacKay Casings and the operational area of the Wangaratta Saleyards
- Not proceed with rezoning of the land at 218 Tone Road, Wangaratta (eastern portion of lot for Goulburn Ovens Institute of TAFE) as Public Use Zone Schedule 2 (Education), and retain this land within the Industrial 1 Zone
- Retain Lots 3, 4, 5, 6 & 7 on LP7241 within the Industrial 1 Zone

- Apply the correct heading to Clause 21.11-4 - North Wangaratta Industrial Area
- Amend Clause 21.12 to refer to the Wangaratta Infrastructure Plan

Consideration of Submissions

Following exhibition of an amendment, Council must consider all submissions received pursuant to sections 22 and 23 of the Act. Where a submission requests a change to the amendment, Council must:

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

Council officers have considered all submissions to the Amendment and have proposed changes to the exhibited documents were appropriate and justifiable. However, not all of the submissions were able to be addressed as some or the requested changes are in conflict with the intended outcomes of the Amendment, not supported on planning grounds or beyond the scope of the amendment.

Therefore, it is appropriate to refer the matter to an independent Panel for a full assessment and allow all parties with an interest to be heard.

Implications

Policy Considerations

The Wangaratta Industrial Land Use Strategy sets out the vision, objectives, strategies, actions and implementation plan to guide this Amendment. The progression of Amendment C76 will ensure that the recommendations of the Strategy is appropriately implemented.

The Planning Policy Framework (PPF) at Clause 11.02-1S refers to supply of urban land and includes policy to monitor development trends and land supply and demand for housing and industry.

Clause 17.02-1S of the PPF refers to business. This policy identifies a need to plan for an adequate supply of commercial land in appropriate locations.

Clause 17.03-1S of the PPF refers to industrial land supply and identifies the need to: ensure adequate supply of industrial land in appropriate locations including sufficient stocks of large sites for strategic investment; identify land for industrial development in urban growth areas where there is good access for employees, freight and road transport and appropriate buffer areas can be provided between the proposed industrial land and nearby sensitive land uses; protect and carefully plan existing industrial areas to, where possible, facilitate further industrial development; and avoid approving non-industrial land uses that will prejudice the availability of land in identified industrial areas for future industrial use.

Financial Implications

Costs associated with a Panel hearing may be significant and will be borne by Council as the proponent of this amendment. A fee is set by Planning Panels Victoria that includes the hearing, site visits and report writing. Depending on the parties that wish to be heard, a Panel hearing may run for more than one day.

Council's other costs will be officer time required to prepare for and represent Council before a Planning Panel hearing. Council may require representation at the Panel and/or support from expert witnesses to address some matters raised in submissions which will incur additional costs.

Legal/Statutory

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

Social

The Amendment is expected to have positive social outcomes for the Rural City of Wangaratta. The adopted Strategy has been developed to guide the future of industrial land use planning within the Municipality, including supporting the growth of industry and employment within the municipality to ensure that the sector will continue to play an important role in the community.

Environmental/Sustainability Impacts

The Amendment has also considered environmental impacts and provides for more sustainable land use outcomes and protection of environmental values in the Municipality. In particular, the Amendment encourages the retention of native vegetation within the development of industrial and commercial land and increases the focus on the protection of waterways through the design of buildings and subdivisions to address public land.

The proposed Amendment also proposes to introduce an Environmental Audit Overlay to land at 12-14 Tone Road to ensure that the proper consideration will be given to potentially contaminated land.

Through updates and revisions to the policy, the Amendment also encourages the use of energy efficient building techniques to reduce long term operating costs for industry and business and encourages the use of alternative energy.

Economic Impacts

The Amendment is expected to have positive economic benefits for the Rural City of Wangaratta generally, through the implementation of land use strategies and policies which provide a clear vision for industry and ensuring that a supply of industrial land is available to meet current and future demands.

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

We will plan research and advocate for the future:

To ensure we have sufficient available and serviced industrial land to attract new businesses and advance employment opportunities.

We will focus on our business:

Strategic Links

a) Rural City of Wangaratta 2030 Community Vision

To ensure sustainable and appropriate development, the Rural City of Wangaratta has adopted carefully considered long-term planning for commercial, industrial and residential areas.

Review and update land-use zoning to strengthen protection of agricultural land for agricultural activities; set aside suitable areas for future industry growth; provide for future residential growth in both Wangaratta and around rural townships.

Facilitate an adequate supply of suitably sited and serviced industrial land

Promote an ongoing diversification of the local economy, while supporting the existing industry, manufacturing, agricultural, tourism, small business and service industry sectors.

b) Other strategic links

- Population and Housing Strategy 2013
- Wangaratta Industrial Land Use Strategy 2017
- Hume Regional Growth Plan that identifies the Wangaratta as a location for strategic opportunities for urban development, including commercial and industrial areas.

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform		
Consult	Consult	<i>We will keep you informed, listen to and acknowledge concerns and aspirations, and provide feedback on how public input influenced the decision.</i>

		<i>We will seek your feedback on drafts and proposals</i>
Involve	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>
Collaborate		
Empower		

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

Options for Consideration

Option 1 (Recommended option):

Resolve to make changes to the amendment where appropriate, in accordance with submissions detailed in Attachment 1, pursuant to section 23(1)(a) of the Act and request the appointment of an independent Planning Panel to consider all unresolved submissions as detailed in Attachment 1, pursuant to section 23(1)(b) of the Act.

This option follows the statutory process required to progress the amendment and consider all submissions to Amendment C76.

Option 2

That Council makes changes to the Amendment to accommodate all of the requested changes raised within submitters.

This option is not recommended, nor is it possible to accommodate all of the requested changes, as some submissions request changes beyond the scope of the amendment, that contradict the key directions set out in the underlying strategic planning documents or are not supported on planning grounds. Therefore it is not possible to make all changes requested by submitters and not recommended to proceed with this option.

Option 3

Abandon the amendment under section 23(1)(c) of the Act, given the issues raised within the unresolved submissions to the amendment.

This option would fail to deliver the outcomes recommended for Wangaratta by the Industrial Land Strategy and would fail to consider appropriate supply of industrial land.


Conclusion

Amendment C76 represents a significant strategic planning and policy implementation for Wangaratta. It proposes to provide direction for future industrial land and will implement the key strategic directions from the Wangaratta Industrial Land Use Strategy that includes setting a clear vision for industry and ensures that a supply of industrial land is available to meet current and future demands.

Overall, the submissions to the Amendment do not oppose the broader changes to the Wangaratta Planning Scheme however raise issues with some components of the Amendment.

This report summarises the submissions and identifies changes that are proposed to the Amendment in order to address some of the concerns, however there are issues raised within submissions that remain outstanding. It is therefore necessary to refer the amendment to an Independent Planning Panel for consideration of the unresolved matters. All submitters to the amendment will be invited to participate in the Panel process.

Attachments

- 1 C76 (Wangaratta Industrial Land Use Strategy) - Assessment of Submissions 

16.2 100-104 MURPHY STREET - WANGARATTA FAMILY HISTORY SOCIETY

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Manager - Strategy, Growth & Environment
File No: IC19/844

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 details on the status of the Visitor Information Centre building and structural loadbearing issues associated with the first floor of this building.

An investigation of the building structure has concluded that the first floor load rating is not suitable for its current use. This poses safety concerns for the occupants of the first floor and others using the building. In addition to this, concerns have been raised about fire risk and associated evacuation options from the first floor. The lack of appropriate emergency exits on the first floor poses a risk to the safety of the occupants of the first floor.

The Wangaratta Family History Society currently holds a licence agreement for the first floor of the Visitor Information Centre which is due to expire 30 June 2020. However, in light of the structural issues and fire safety concerns related to the first floor, the current Licence Agreement should be ceased and the Wangaratta Family History Society will have to vacate the first floor as soon as possible.

Council officers will continue to work with the Wangaratta Family History Society to help find alternative space and relocate.

RESOLUTION:

(Moved: Councillor K Clarke OAM/Councillor D Fuller)

That Council:

- 1. Provides written notice to the Wangaratta Family History Society ceasing the Licence Agreement to occupy the first floor of 100-104 Murphy Street, Wangaratta by 31 January 2020, due to safety concerns.***
- 2. Provides support to help Wangaratta Family History Society to relocate.***

Carried

Background

The Visitor Information Centre building at 100-104 Murphy Street, Wangaratta is owned by the State Government and Council is appointed as the Committee of Management for the Crown Allotment.

A structural investigation was undertaken after reports of internal movement. The investigation identified structural load bearing issues associated with the first floor of this building. Concerns have also been raised about fire risk and associated evacuation options from the first floor of the building.

The Wangaratta Family History Society occupy the first floor of the building under a licence agreement with Council. Discussions have been held with the Wangaratta Family History Society over several site visits and meetings to advise them of the structural issues and safety concerns, the need to reduce the load on the first floor of the building and relocate to an alternative location.

Council officers have been actively searching for a more appropriate location for the Wangaratta Family History Society, but have not been successful to date. Council officers will continue to help the Wangaratta Family History Society to search for a suitable location.

Implications

Policy Considerations

Health, Safety and Risk.

Financial/Economic Implications

There will be the loss of the annual rent, \$1 per annum.

	2019/2020 Approved Budget for this proposal \$	This Proposal \$	Variance Approved Budget \$	to	Comments
Revenue/Income	\$1	\$0			Loss of licence fee
Expense					
Net Result					

Legal/Statutory

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

Social

The Wangaratta Family History Society provide a valued service preserving local history and family stories.

Environmental/Sustainability Impacts

Environmental impacts to the building have been identified within the structural report.

2017 – 2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan:

We respond to the requests of our community to ensure our infrastructure is safe and well maintained

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
To loss of life	Probable	Catastrophic	19	Vacate first floor
Building structural damage	Probable	Catastrophic	19	Vacate first floor

Consultation/Communication

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Community	Media update
Consult	Stakeholder - Wangaratta Family History Society	Meetings

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

Conclusion

Safety concerns have been identified in relation to the continued use of the first floor of the Visitor Information Centre building at 100-104 Murphy Street, Wangaratta. These concerns are associated with structural and emergency evacuation issues. Due to these safety concerns the current Licence Agreement with Wangaratta Family History Society to use the first floor of the building should be ceased and the first floor should be vacated by 31 January 2020. Council

officers will continue to support the Wangaratta Family History Society to relocate.

Attachments

Nil.

Public Questions

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 1:13:30 to 1:18:13 for public questions and responses related to Item 16.2 100-104 Murphy Street – Wangaratta Family History Society

Councillor Speeches

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 1:18:48 to 1:19:55 for councillor speeches related to Item 16.2 100-104 Murphy Street – Wangaratta Family History Society

17. SPECIAL COMMITTEE REPORTS

Nil

18. ADVISORY COMMITTEE REPORTS

18.1 AUDIT ADVISORY COMMITTEE CHARTER

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Governance & Reporting Advisor
File No: IC19/843

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 approve revisions to the Audit Advisory Committee Charter.

RESOLUTION:

(Moved: Councillor K Clarke OAM/Councillor M Currie)

That Council adopts the revised Audit Advisory Committee Charter 2019.

Carried

Background

The current Audit Advisory Committee Charter (the Charter) was last reviewed and then endorsed by Council on 16 June 2015. As per the current review schedule, the Charter is required to be reviewed every four years.

The review of the Charter took into consideration good practice guidelines from Local Government Victoria and charters from other councils.

The revised Charter was presented to the Audit Advisory Committee on 12 September 2019. Changes proposed to the Charter were support in addition to other comments and further changes being made by the Audit Advisory Committee.

The revised Charter is now presented to Council for consideration.

Summary of changes made

SECTION	CHANGE
Part 2 - Terms of Reference Section 5 - Membership Point 2	Clarifying of a sitting member's ability to re-apply for their position via only an Expression of Interest for their second term.

Part 2 - Terms of Reference Section 5 - Membership Point 5	Inclusion of clause to address ability to remove a member after two instances of non-attendance within a twelve-month period.
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SECTION	CHANGE
Part 2 - Terms of Reference Section 5 - Membership Point 6	Inclusion of clause requiring the Committee to make a recommendation to Council to commence the removal of a member (<i>as per Point 5</i>).
Part 2 - Terms of Reference Section 5 - Membership Point 10	Clause included requiring the rotation of the Chairperson on a bi-annual basis.
Part 3 - Governance Section 14 - Confidentiality Point 2	Clause included requiring Committee members to sign Confidentiality Agreement upon appointment.
Part 5 - Charter Review	A new Part has been excluded to outline the review cycle for the Audit Advisory Committee Charter.

Policy Considerations

There are no policy considerations identified for the subject of this report.

Financial/Economic Implications

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

Legal/Statutory

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

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.

2017-2021 Council Plan (2019 Revision)

This report supports the 2017-2021 Council Plan (2019 Revision):

Pillar

We are Sustainable

We will focus on our business

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

Conclusion

It has been four years since the Audit Advisory Committee Charter was approved by Council. Revision is timely and allows for the Charter to reflect the current objective, role, duties and responsibilities of the Committee.

Attachments

- 1 Audit Advisory Committee Charter - Revised 2019 

19. RECORDS OF ASSEMBLIES OF COUNCILLORS & MINUTES OF ADVISORY COMMITTEE MEETINGS

19.1 RECORD OF ASSEMBLY OF COUNCILLORS & ADVISORY COMMITTEE REPORTS

Meeting Type: Ordinary Council Meeting
Date of Meeting: 19 November 2019
Author: Executive Assistant - Corporate Services & Councillors
File Name: Assemblies of Councillors
File No: IC19/510

Executive Summary

Assembly of Councillors:

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
9 October 2019	Sport & Recreation Advisory Committee Meeting	Attachment
14 October 2019	Councillor Briefing Forum	Attachment
15 October 2019	Pre-Council Meeting Discussion	Attachment
17 October 2019	Municipal Emergency Management Planning Committee Meeting	Attachment
17 October 2019	Municipal Fire Management Planning Committee Meeting	Attachment
21 October 2019	Councillor Briefing Forum	Attachment

Date	Meeting details	Refer
25 October 2019	Kutcha Edwards Cultural Immersion Workshop	Attachment
28 October 2019	Councillor Briefing Forum	Attachment
28 October 2019	CEO Annual Review Session	Attachment
11 November 2019	Councillor Briefing Forum	Attachment

Advisory Committee Meetings:

Minutes of the following Advisory Committee Meetings are reported to Councillors for information (refer attachments).

1. Sport & Recreation Advisory Committee Minutes – 9 October 2019

RESOLUTION:

(Moved: Councillor A Fitzpatrick/Councillor K Clarke OAM)

That Council:

1. ***Receives the reports of Assemblies of Councillors***
2. ***Notes the minutes of these Advisory Committees***

Carried

Attachments

- 1 Assembly of Councillors - Sport & Recreation Advisory Committee - 9 October 2019 
- 2 Assembly of Councillors - Councillors Briefing Forum - 14 October 2019 
- 3 Assembly of Councillors - Pre Council Meeting Discussion - 15 October 2019 
- 4 Assembly of Councillors - Municipal Emergency Management Planning Committee - 17 October 2019 
- 5 Assembly of Councillors - Municipal Fire Prevention Management Planning Committee - 17 October 2019 
- 6 Assembly of Councillors - Councillors Briefing Forum - 21 October 2019 
- 7 Assembly of Councillors - Kutcha Edwards Cultural Immersion Workshop - 25 October 2019 
- 8 Assembly of Councillors - Councillors briefing Forum - 28 October 2019 
- 9 Assembly of Councillors - CEO Annual Review - 28 October 2019 
- 10 Assembly of Councillors - Councillors briefing Forum - 11 November 2019 
- 11 Sport & Recreation Advisory Committee Minutes - 9 Oct 2019 

20. NOTICES OF MOTION

Nil

21. URGENT BUSINESS

Nil

22. PUBLIC QUESTION TIME

Please follow link [19 November 2019 Council Meeting Video](#) and refer to minutes 1:22:45 to 2:05:07 for public questions and responses related to Item 22 Public Question Time

23. CONFIDENTIAL BUSINESS

Nil

24. CLOSURE OF MEETING

The Meeting closed at 8.04pm.