

# Minutes

## Of the Ordinary Council Meeting

**Location:** Glenrowan

**Date:** 16 May 2017

**Time:** 6pm



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## 1. ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

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

## 2. OPENING PRAYER

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

## 3. PRESENT

### Councillors:

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

### Officers:

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

## 4. ABSENT

Councillors: Mr Mark Currie

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

### **RECOMMENDATION:**

**(Moved: Councillor H Bussell/Councillor D Rees)**

***That Cr Mark Currie Be Granted Leave Of Absence For The Period 15 May To 16 May 2017.***

**Carried.**

## ORDER OF BUSINESS

## 6. CITIZEN CEREMONY

Nil.

## 7. CONFIRMATION OF MINUTES

**RECOMMENDATION:**

**(Moved: Councillor H Benton/Councillor D Fuller)**

***That Council read and confirm the Minutes of the Ordinary Meeting of 18 April 2017 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.**

Ken Clarke OAM - Mayor – Declaring an indirect conflict of interest under item 14.2. as he is a Previous Director of the Wangaratta RSL Sub branch.

## 9. RECEPTION OF PETITIONS

Nil.

## 10. HEARING OF DEPUTATIONS

Nil.

## **PRESENTATION OF REPORTS**

### **11. COUNCILLOR REPORTS**

#### **11.1 MAYOR'S REPORT**

<b>Meeting Type:</b>	<b>Ordinary Council Meeting</b>
<b>Date of Meeting:</b>	<b>16 May 2017</b>
<b>Author:</b>	<b>Executive Service Coordinator</b>
<b>File Name:</b>	<b>N/A</b>
<b>File No:</b>	<b>N/A</b>

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 following report was presented to the meeting:

It is with pleasure that I report to the community on your Council operations since my previous report in February. I have continued my Mayor's drop-in sessions and whilst they have supplied me with many requests, with the advent of cooler weather they have tapered off a bit. It would be remiss of me if I didn't compliment my fellow Councillors for their efforts on behalf of ratepayers over the last few months. The formulation of the Council Plan for the next 4 years, coupled with many hours of discussion in respect of 2017/2018 budget have meant many late nights and not once has there been any argument about my requests for additional call on their time. Thank you all.

There are many unanswered questions in some of our operations, the biggest I believe is the drawn out application we have with the EPA in respect of a licence to operate our own organic recovery plant. Whilst the introduction of this collection has seen some 52 per cent of what was going to landfill now being organically processed, be it in Shepparton at a cost of more than half a million dollars, the life of our landfill has been extended by some 12 years. We are still trying to set up a management company to operate the saleyards and hope to have this in operation this financial year.

I joined our local member Tim McCurdy in opening the new netball change rooms and courts at Greta last month. Our budget for 2017/2018 sees an allocation for the same sort of development at Moyhu for the netballers and this will then leave Glenrowan and North Wangaratta as the only O&K clubs without separate rooms for netballers. Glenrowan is on our radar for a big upgrade later this year. Some time has been spent on assessment of the 51 applications for this year's major community grants and 14 of these (10 in rural areas) have been recommended to receive funding by the subcommittee set up to look at the applications.

One considerable concern the Council had was the operation of the Planning and Building Department and the time taken in processing requests. Cr Rees is in

constant communication with them, and I am pleased that there appears to be an improvement in the time taken to issue permits. Certainly the Councillors are not receiving so many complaints these days.

I had a very fruitful discussion with the premier on the day he announced the hospital funding at North East Health, and I think he wants Wangaratta to remain on his radar for some more funding through Council. Meetings with Regional Cities of which there are 10 have been attended, but men are certainly outnumbered in the mayoral stakes with 6 of the 9 (as Geelong are in Administration) having lady mayors. I represent the City on the Municipal Association of Victoria which also meets in Melbourne.

A pleasing event that I hosted a few weeks ago was to welcome back the Councillors and Officers who made up the first council of the Rural City of Wangaratta in 1997. Eight of the original councillors attended on the night as did many councillors who have served since then, together with our Chief Commissioner from 1993 until the council was elected, and two of our just retired administrators from 2013 to 2016.

We are seeing more and more organisations using our Performing Arts Centre for conferences and seminars and as Mayor there are many functions where I am asked to welcome delegates or give the opening address. There is hardly a day goes by that I am not requested for comment on television, radio or print media. My Council colleagues are only too willing to attend functions where clashes occur and I thank them for this. As a community you should be proud of the performance of your Council. They have picked up the cudgel and are working extremely hard to make your municipality one of the best. Of course we cannot please all of our ratepayers all of the time, but we are making sure we are acting for all in the decisions we are making.

**RECOMMENDATION:**

**(Moved: Councillor R Amery/Councillor D Rees)**

***That Council notes the report.***

**Carried**

**Attachments**

Nil.

**OFFICERS' REPORTS**

**12. EXECUTIVE SERVICES**

Nil



### 13. CORPORATE SERVICES

#### 13.1 DRAFT BUDGET 2017/18

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Manager Finance  
**File Name:** FINANCIAL MANAGEMENT - BUDGETING - 2017/18  
**File No:** F17/5

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 presents to Council the Draft Budget for the financial year ending 30 June 2018. It is proposed that public notice be given inviting submissions on any proposal contained in the Draft 2017/2018 Budget.

The Local Government Act 1989 requires Council to give public notice of the preparation of the budget and a person has a right to make a submission on any proposal contained in the budget. Submissions will be received until 5.00pm Friday 16 June 2017.

Details of key budget highlights are provided in the report and indicate that Council has achieved significant savings as a result of its 'Our Future' program that is designed to make Council a more efficient and responsive organisation, reflective of the needs of its community, while ensuring its financial sustainability in the long-term. As part of this program, Council has achieved savings in salaries and wages through its restructure of over \$1.8 million and further savings of 1 million through enterprise agreement negotiations more efficient workplace practices. Council has also realised productivity improvements through simplifying our processes and systems. The value of these productivity improvements is estimated at \$600,000 and together with budget savings on operational expenditure of \$129,000, takes Council's overall savings to \$3.7 million.

#### **RECOMMENDATION:**

**(Moved: Councillor R Amery/Councillor D Fuller)**

#### ***That Council:***

- 1. endorses the Draft 2017/18 Budget attached to this report***

- 2. *authorises the Chief Executive Officer to:***
  - a) give public notice of the preparation of the Draft 2017/18 Budget including Council's Strategic Resource Plan***
  - b) in the Wangaratta Chronicle on Friday 19 May 2017 inviting the public to make a submission on the Draft 2017/18 Budget accordance with section 129(1) of the Local Government Act 1989 including Council's Strategic Resource Plan***
  - c) make available for public inspection the Draft 2017/18 Budget at the Wangaratta Government Centre***
  - d) publish the draft 2017/18 Budget on the Council's Internet website***
  - e) receive submissions until 5pm Friday 16 June 2017.***
- 3. *forms a committee comprising of the Councillors in accordance with section 223 of the Act to hold a meeting on Monday 19 June 2017 at the Wangaratta Government Centre, to hear any person wishing to be heard in support of their submission on any proposal or proposals contained in the Draft 2017/18 Budget***
- 4. *considers all written submission on any proposal contained within the Draft 2017/18 Budget and considers the adoption of the 2017/18 Budget with or without amendment at the Special Council Meeting to be held on Monday, 26 June 2017 at 6.00pm.***

**Carried**

### **Background**

The Draft 2017/18 Budget for the Rural City of Wangaratta has been prepared in accordance with the provisions of the *Local Government Act 1989* (the Act) and relates to the financial year commencing on 1 July 2017.

The budget preparation process commenced in January 2017 and involved the preparation of operational and capital budgets by Council officers. Councillors have contributed to the development of the budget and worked through a rigorous process with Council officers, including four Councillor Budget briefings.

The Draft 2017/18 Budget has been prepared to make the best use of Council resources whilst taking a conservative approach to future income and expenditure streams having regard to Council's Long Term Financial Plan and sustainability.

The Draft 2017/18 Budget contains an Income Statement surplus of \$7.3 million and a capital spend budget of \$28.7 million.

We will increase rates by 2 per cent in the 2017/18 financial year in accordance with our adopted Strategic Resource Plan. This budget will maintain existing service levels, fund a small number of new initiatives and continue to allocate significant funds to renew our infrastructure.

The Draft 2017/2018 Schedule of Fees and Charges is included as Appendix A. It is budgeted that the adopted fees and charges will raise \$8.536 million during the 2017/2018 financial year.

The Draft 2017/2018 Budget provides for a \$28.7 million capital works program. Incorporated in the capital works program is \$10.9 million for renewal works and \$14.4 million for new works. Funding sources for the capital works program include \$16.6 million from Council operations, cash reserves and investments and \$7 million from external grants and cash contributions. Borrowings of almost \$5 million are proposed in the Draft 2017/2018 Budget to fund construction of the Aquatic development at WISAC and Wangaratta CBD masterplan improvements. Refer to Section 6.

Council is challenged with significant budget impacts including a rate increase of 2 per cent, in line with the new Fair Go Rates System (FGRS) which has capped rates increases by Victorian councils to the forecast movement of 2 per cent in the Consumer Price Index (CPI). As a result of this fiscal constraint, we have implemented a program titled 'Our Future'. This program seeks to identify sustainable savings and efficiencies whilst maintaining high quality services to our community.

### **Implications**

#### **Policy Considerations**

The Draft 2017/18 Budget has been prepared on the following bases:

1. Ensuring that key strategies, such as the CBD Masterplan – The Wangaratta Project, environmental sustainability, footpath, economic development, transport, waste management and recreation, etc., are responded to.
2. Maintaining waste management, the Wangaratta Public Cemetery, the Wangaratta Children's Services Centre, the Wangaratta Livestock Selling Complex, the Wangaratta Performing Arts Centre, Wangaratta Library, Wangaratta aquatic facilities, Community Support North East and plant & fleet services as stand-alone operations with any general subsidy clearly identified.
3. Providing for property and plant purchases on a self-funding basis through asset sales and the use of reserve funds.

#### **Financial Implications**

The Draft 2017/18 Budget contains the following financial implications:

1. Materials and services and workforce expenditure recurrent expenditure decrease of \$1.3 million through implementation of the Our Future program
2. Recurrent savings for salary and ages of over \$1.8 million delivered through the Council restructure.

3. Rate rise of 2 per cent in accordance with our adopted Strategic Resource Plan and State Government legislation
4. Capital expenditure commitment of \$28.7 million, including infrastructure and plant and equipment renewal of \$10.9 million. Major capital expenditure items include:
  - a) Progression of development of 50 metre outdoor pool and hydrotherapy pool \$6 million
  - b) Completion of organic waste processing facility \$2.2 million
  - c) CBD Masterplan implementation \$3.1 million
  - d) Road renewal and upgrade (\$5 million) – including reconstructions, roads to recovery project and re-sheeting projects. Notable projects include \$100,000 for the dust suppression road treatments and \$168,000 for the Eldorado township gravel road sealing program.
  - e) Cruse Street road and bridge works of \$3.6 million.
  - f) Drainage expenditure (\$1.7 million) – including road drainage works at Morgan Street, Newman Street, Waldara and Moyhu.
  - g) Buildings (\$370,000) – including renewal of buildings \$310,000.
  - h) Plant replacement program \$1.5 million for the scheduled replacement of Council's vehicle and plant fleet.

The following aspects of the Budget are required to be disclosed:

1. the estimated total amount to be raised by general rates is \$25.164 million
2. the estimated total amount to be raised by a municipal charge is Nil
3. the estimated total amount to be raised by waste collection charges (general, recycling and organics) is \$5.250 million
4. that an amount of \$4.997 million be borrowed to support the Aquatics Plan and CBD Masterplan implementation projects
5. the cost of servicing the borrowings during the financial year will be \$419,000
6. the total amount of loans proposed to the redeemed during the financial year will be \$866,000
7. the total amount of borrowings at 30 June 2018 will be \$13,735,000.

Detailed information on all aspects of the Draft 2017/18 Budget are contained in the Draft 17/18 Budget Report annexed to this report (**refer attachment**).

## **Legal/Statutory**

In accordance with s127 of the Act, Council must prepare a budget for each financial year.

## **Social**

The Draft 2017/18 Budget contains a number of programs and on-going services that enhance and support the social fabric of Council's community. Such initiatives include Council support of the Wangaratta Performing Arts Centre, the Wangaratta Gallery, Library services, HACC and Packaged Care programs, community facility maintenance and children's services.

Specific projects supported in the 2017/18 financial year are:

1. Rural Community Planning - \$350,000
2. Glenrowan Recreation Reserve project - \$207,000
3. Appin Park lighting - \$202,000
4. Female friendly facilities at Moyhu Recreation Reserve - \$186,000
5. Synthetic cricket pitches - \$100,000
6. Barr Two Oval lighting improvements - \$169,000
7. Old Murrumgee Hall Amenities & Storeroom - \$50,000
8. Christmas decorations for Wangaratta CBD- \$50,000
9. New pedestrian bridge over One Mile Creek, adjacent to Turner Street - \$75,000
10. Improvements to the entry and path access to the Wangaratta Art Gallery - \$20,000
11. Improvements to the Wangaratta Library community spaces - \$72,000
12. West End Gathering Place toilet - \$46,000
13. Development of an off-leash dog park at the former Yarrunga pool site - \$82,700

## **Environmental/Sustainability Impacts**

The Draft 2017/18 Budget contains a number of programs and initiatives that support and protect the environment. Specific projects that support environmental and sustainability outcomes include:

1. Footpath and cycleway capital works of \$709,000
2. Completion of development and expansion of organics processing facility - \$2.2 million
3. Development of strategic plans for the Aerodrome and Hospital precinct - \$140,000
4. Development of fire management plan for municipal roadsides / rail trail - \$30,000
5. Installation of gas vertical bores at Bowser Landfill - \$42,000
6. Energy reduction program for the Wangaratta Government Centre - \$60,000

## Economic Impacts

The Draft 2017/18 Budget contains support for Council's Economic Development and Tourism operations and also for Planning and Building functions. The budget includes the following projects in support of our economy.

1. Review of Council's existing technology systems to understand gaps and priorities
2. Development of an industrial land use strategy - \$50,000
3. CBD Masterplan implementation - \$2,500,000

## **2013 – 2017 Council Plan (2015 Revision)**

This report supports the 2013-2017 Council Plan:

### **Goal**

We are Sustainable

### **We will create and deliver:**

our budgeted annual capital works program.

### **We will plan and make decisions for the future:**

maintaining a responsible and transparent Long Term Financial Plan.

### **The non-negotiables**

The best use of Council's resources.

## **Strategic Links**

### **Rural City of Wangaratta 2030 Community Vision**

The Draft 17/18 Budget supports the aspiration that the Wangaratta municipality exists in a 'Liveable Region'.

*'We are immensely proud and privileged to live in the Rural City of Wangaratta – a place of great liveability. The health services, learning options, environmental circumstances, sporting facilities, social engagement, public safety, personal safety, entertainment, the arts, festivals, transport options and standards and other factors make our community what it is today.'*

## **Risk Management**

Risks	Likelihood	Consequence	Rating	Mitigation Action
Budget not adopted within statutory timeframes	Low	High	Medium	Ensure proposed timetable for adoption is adhered to.
Budget adopted without consideration of	Low	High	Medium	Ensure completion of Council's Long

Risks	Likelihood	Consequence	Rating	Mitigation Action
Long Term Financial implications				Term Financial Plan as part of budgetary process
Budget adopted without consideration of ratepayer input	Low	High	Medium	Undertake community consultation

### **Consultation/Communication**

We will place the Draft 2017/18 Budget on exhibition for 28 days.

Level of public participation	Promises to the public/stakeholders	Tools/Techniques
Inform	Budget Document to be publicly available	<ul style="list-style-type: none"> <li>Mandatory S 223 of the <i>Local Government Act 1989</i> public exhibition period to be undertaken.</li> </ul>
Consult	Budget Document available for public comment	
Involve	Submissions on the budget received	
Collaborate	Hearing of submissions	
Empower	Submissions considered by Council	

### **Options for Consideration**

Council must prepare a Budget for the 2017/18 financial year in order to comply with the Act.

### **Conclusion**

Council's Draft 2017/18 Budget has been prepared by Council officers and is now ready for endorsement by Council. This endorsement will precede a public exhibition period concluding on 16 June 2017. Consideration of submissions by a Committee will take place on 19 June 2017, and adoption of Council's Budget for the 2017/18 financial year will take place at a Special Meeting scheduled for 26 June 2017.

### **Attachments**

- 1 DRAFT BUDGET 2017/18



## 14. COMMUNITY WELLBEING

### 14.1 COUNCIL PLAN 2017 - 2021

<b>Meeting Type:</b>	<b>Ordinary Council Meeting</b>
<b>Date of Meeting:</b>	<b>16 May 2017</b>
<b>Author:</b>	<b>Executive Assistant Community Wellbeing</b>
<b>File Name:</b>	<b>COUNCIL PLAN 2017 - 2021</b>
<b>File No:</b>	<b>S17/589</b>

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

Section 125 of the *Local Government Act 1989* (the Act) requires that Council must develop a new Council Plan and submit it to the Minister for Local Government by 30 June 2017.

The Council Plan may incorporate the Municipal Health and Wellbeing Plan that is required under section 26 of the *Public Health and Wellbeing Act 2008*. This is provided in section 27 of that Act. It is proposed that this happens with the new Council Plan.

Council must provide the opportunity for the community to have input into the development of the Council Plan and have opportunity to make submissions in accordance with the Act.

#### **RECOMMENDATION:**

**(Moved: Councillor D Rees/Councillor R Amery)**

#### ***That Council:***

- 1. *endorses the Draft 2017 - 2021 Council Plan attached to this report***
- 2. *Authorises the Chief Executive Officer to:***

- (a) *give public notice of the preparation of the Draft 2017 - 2021 Council Plan in the Wangaratta Chronicle on Friday 19 May 2017 inviting the public to make a submission on the Draft Council Plan 2017 - 2021 which relates to:***
  - i. the strategic objectives of Council***
  - ii. strategies for achieving the objectives for at least the next four years***
  - iii. strategic indicators for monitoring the achievement of the objectives***



- (b) make available for public inspection the Draft 2017 -2021 Council Plan at the Wangaratta Government Centre;*
  - (c) publish the Draft 2017 - 2021 Council Plan on the Council's Internet website*
  - (d) receive submissions up to 5pm Friday 16 June 2017.*
- 3. forms a committee comprising of the Councillors in accordance with section 223 of the Act to hold a meeting on Monday 19 June 2017 at the Wangaratta Government Centre, to hear any person wishing to be heard in support of their submission which relates to:**
- (a) the strategic objectives of Council;*
  - (b) strategies for achieving the objectives for at least the next four years;*
  - (c) strategic indicators for monitoring the achievement of the objectives;*
- 4. considers all submissions on the Draft 2017 - 2021 Council Plan and considers the adoption of the Draft 2017 - 2021 Council Plan with or without amendment at the Special Council Meeting to be held on Monday 26 June 2017 at 6.00pm.**

**Carried**

### **Background**

In accordance with the Act, Council is required to develop a new Council Plan and submit it to the Minister for Local Government by 30 June 2017.

Council is also required to develop a new Municipal Health and Wellbeing Plan and submit it to the Secretary of the Department of Health and Human Services within 12 months following a general Council election. There is an option to include the matters that are required by legislation to be in the Municipal Health and Wellbeing Plan, in the new Council Plan. This approach has been taken with the draft Council Plan.

The first round of community consultation for the 2017 – 2021 Council Plan was held at the Wangaratta Library from 15 February 2017 until 15 March 2017. Opportunities were also provided for the community to contribute through the online forum 'Oursay' at <http://oursay.org/wangaratta/ourroadmap>. Council staff were present at the library from 11am – 1pm on Mondays, Wednesdays and Fridays throughout the consultation period and recorded comments as required.

At the end of the first round of consultation a total of 387 comments were received with a range of suggestions, ideas and comments put forward suggesting what Council's priorities should be over the next four years. Following round one, analysis of the comments was completed and key themes were identified. The themes were then used to create the "white paper" for round two of community consultation.

A second round of consultation was held from 9 April 2017 until 15 April 2017. Councillors and Council officers visited a number of rural and urban venues including Mountain View Hotel, Milawa Pub, Whorouly Recreation Reserve,

Boorhaman Pub, Vine Hotel, Glenrowan Pub, Wangaratta Indoor Sports and Aquatics Centre, Café Martini Wangaratta and the Wangaratta Library to talk directly to the community and record comments. Opportunities were also provided for community to contribute through the online forum 'Oursay' at <http://oursay.org/wangaratta/ourroadmap>.

In round two of our engagement, over 100 comments were received and with this key information, Council developed its draft 2017 - 2021 Council Plan. The draft focuses on five key areas:

1. "We are established"
2. "We are inspired"
3. "We are thriving"
4. "We are sustainable"
5. "We are growing"

### **Implications**

#### **Policy Considerations**

Various Council policies may be impacted by the outcome of the development to the 2017 – 2021 Council Plan.

#### **Financial/Economic Implications**

Budgets through 2017-21 will be aligned with the key elements of the Council Plan through the Strategic Resource Plan, which forms part of the draft 2017 - 2021 Council Plan.

#### **Legal/Statutory**

The development of the draft Council Plan and subsequent public notice period and invitation of public submissions are consistent with Sections 125 and 223 of the Act.

#### **Social**

The objectives and strategies contained in the draft 2017 - 2021 Council Plan are designed to provide positive social outcomes for the community.

#### **Environmental/Sustainability Impacts**

The objectives and strategies contained in the draft 2017 – 2021 Council Plan are designed to enhance sustainability and provide positive environmental outcomes for the community.

### **Strategic Links**

#### **a) Rural City of Wangaratta 2030 Community Vision**

The objectives and strategies contained in the Draft 2017 - 2021 Council Plan are guided by the objectives identified in the Rural City of Wangaratta 2030 Community Vision.

### **Consultation/Communication**

Two rounds of extensive community consultation have already taken place with almost 600 comments received. Further consultation will occur with the public invited to make submissions on the strategic objectives of Council, the strategies for achieving the objectives for at least the next four years and the strategic indicators for monitoring the achievement of the objectives contained in the draft 2017 - 2021 Council Plan.

A public notice inviting the community to make submissions on the draft 2017 - 2021 Council Plan will be given in accordance with Sections 125 and 223 of the Act.

The draft 2017 - 2021 Council plan will also be available for inspection at the Wangaratta Government Centre and on Council's internet website at [www.wangaratta.vic.gov.au](http://www.wangaratta.vic.gov.au)

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

### **Options for Consideration**

Inviting public submissions on the draft 2017 - 2021 Council Plan is likely to generate further options for consideration related to the strategic objectives of Council, the strategies for achieving the objectives for at least the next four years and the strategic indicators for monitoring the achievement of the objectives

### **Conclusion**

The draft 2017 - 2021 Council Plan was developed with direct input from our community. The development of this plan will continue to guide the future aspirations of our community and act as a measure of Council's progress against the agreed priorities and actions as set out in the plan.

### **Attachments**

- 1 DRAFT COUNCIL PLAN 2017/2021

## 14.2 GAMING APPLICATION APPROVAL FOR NEW PREMISES - SYDNEY HOTEL

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Executive Assistant Community Wellbeing  
**File Name:** PROPERTY MANAGEMENT - PROPERTY FOLDERS - 2-4 TEMPLETON STREET WANGARATTA VIC 2677 PID 317340.3550  
**File No:** 7131

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.

Ken Clarke OAM - Mayor – Declared an indirect conflict of interest regarding this item as he is a previous Director of the Wangaratta RSL Sub branch.

### **Executive Summary**

This report is presented to Council to consider the application from the Wangaratta RSL Sub-Branch Inc. to the Victorian Commission for Gambling and Liquor Regulation (VCGLR) for the request for approval of premises at 2-4 Templeton Street, Wangaratta (known as the Sydney Hotel) as suitable for gaming with fifty electronic gaming machines (EGMs), including the relocation of thirty-two gaming machines from their current premises of 76a Reid Street Wangaratta.

### **Recommendation**

*That Council:*

- 1. Supports the proposal at the Victorian Commission for Gaming and Liquor Regulation hearing for the relocation of the existing 32 Electronic Gaming Machines from the existing RSL in Reid Street to the new Templeton St premises*
- 2. Does not support the increase in Electronic Gaming Machines from 32 to 50 at the new premises in Templeton St.*
- 3. Advises the Victorian Commission for Gambling and Liquor Regulation accordingly.*
- 4. Considers the allocation of resources to develop a gaming and gambling policy to guide future decision making.*

**Moved: Councillor D Rees/Councillor D Fuller):**

***That Council:***

- 1. Supports the proposal at the Victorian Commission for Gaming and Liquor Regulation hearing for the relocation of the existing 32 Electronic Gaming machines, in addition to an additional 18 machines, from the existing RSL in Reid Street to the new Templeton Street premises.***
- 2. Advises the Victorian Commission for Gambling and Liquor Regulation accordingly.***
- 3. Considers the allocation of resources to develop a gaming and gambling policy to guide future decision making.***
- 4. Considers the allocation of resources and the coordination of a collaboration between relevant agencies and organisations to develop strategies that address the high incidence of family violence within the municipality.***

***The motion was lost 2 to 3.***

**Moved: Councillor R Amery/Councillor H Bussell)**

***That Council:***

- 1. Supports the proposal at the Victorian Commission for Gaming and Liquor Regulation hearing for the relocation of the existing 32 Electronic Gaming Machines from the existing RSL in Reid Street to the new Templeton St premises***
- 2. Does not support the increase in Electronic Gaming Machines from 32 to 50 at the new premises in Templeton St.***
- 3. Advises the Victorian Commission for Gambling and Liquor Regulation accordingly.***
- 4. Considers the allocation of resources to develop a gaming and gambling policy to guide future decision making.***

**Carried**

## **Background**

On 6 March 2017, Council received a copy of an application from the Wangaratta RSL Sub-Branch Inc. for the approval of premises known as Sydney Hotel 2-4 Templeton Street, Wangaratta as suitable for gaming for fifty EGMs. This application, if approved, would increase their current number of gaming machines from 32 in their current Central Business District (CBD) premises. The proposal will result in the establishment of the largest gaming venue in the municipality.

Council responded to the VCGLR on Thursday 23, March 2017 advising its intention to make a submission to the VCGLR including the preparation of an Economic and Social Impact submission in response to the application. Council has commissioned the development of an independent Social and Economic Impact assessment to support and inform its submission to the VCGLR (report attached).

The proposed net increase in the number of EGMs in the Rural City of Wangaratta as a result of the proposal will be 18. This represents an increase in the number of EGMs of approximately 13%. It is acknowledged that the municipal cap on the number of EGMs will not be exceeded as a result of the proposal (currently set at 214) and that the municipality is not covered by the regional cap on EGMs (which is an indicator of a community's relative vulnerability to problem gambling). However, municipal and regional caps are not a benchmark, but are rather a maximum based on three indicators of vulnerability, namely density, gaming expenditure and relative socio-economic disadvantage.

Currently there are 136 EGMs within the municipality housed at four venues being the Pinsent Hotel (44), The Old Town 'N' Country Tavern (35), Wangaratta Club (25) and the Wangaratta RSL (32). These 136 machines had a total expenditure from July 2015 to June 2016 of \$8,236,834.09, an average of \$60,564.96 per machine for the 12 month period.

According to the application submitted it is proposed that the Sub-Branch will potentially hire an additional 1 full time employee, an additional DSE employee, 1 full time traineeship, 1 school based traineeship as well as an additional 5 casual employees. An anticipated increase in the sub-leased catering operation will see an increase in 7 additional staff required in the bistro. It is also proposed that a part-4rtime welfare officer will be employed for 8 hours a week, for 50 weeks per annum. The welfare officer currently functions as an unpaid volunteer.

The proposal would also involve an increase in community contributions of \$25,000 per year, an increase in the school scholarship and an expansion of the relationship with the Hume Veterans Counselling Service.

At present the Wangaratta RSL Sub-Branch has the third lowest expenditure per attached EGM entitlement in the municipality. This expenditure correlates to the number of machines in the venue with the RSL having the third lowest number of machines compared to the other three venues. The projected increase in expenditure and transfer of expenditure has the potential to alter the existing ranking of expenditure per attached EGM entitlement amongst the venues in the municipality. The larger the venue and choice of EGMs generally correlates to an

increase in expenditure per machine and thus the venue overall. This assumption is supported by the fact that the applicant has stated that the proposed increase in revenue from the EGMs is necessary in order for the Sub-Branch to remain viable and reduce its debt. This has been raised with Council officers as a potential financial viability challenge for other gaming venues within the CBD.

It should be noted that should the proposal be approved as submitted, it would be the largest EGM venue in the municipality and evidence suggests that larger gaming venues have the potential to increase the risk of gambling related harms within the community. Larger venues provide more choice in terms of number and type of machines, greater anonymity for gamblers in a bigger venue, reduced waiting times for machines and breaks from machines, and encouragement of gambling persistence and monetary loss.

### **Implications**

#### **Policy Considerations**

Council currently has no Gaming Policy that informs Council's position on the increase in gaming machines within the municipality. A recommendation from this report is that Council consider allocating appropriate resourcing to develop a gaming policy to better guide Council and applicants in the future.

#### **Financial/Economic Implications**

There is no budgeted amount for the preparation of supporting documentation for this submission or presentation at hearing which would be officer time and costs. The cost for the completion of the independent assessment undertaken so far is \$6,000 plus GST.

	2016/2017 Approved Budget for this proposal \$	This Proposal \$	Variance Approved Budget \$	to Comments
Revenue/Income				
Expense		\$6,000	\$6,000	Possible future costs associated with VCGLR hearing
Net Result		\$6,000	\$6,000	

It is noted that the application states that there will be a considerable increase in expenditure at this venue of approximately \$871,633 but that 90% of that expenditure will come from other existing venues. This change may have significant implications for the long term sustainability and viability of these venues.



The proposed redevelopment may have beneficial economic returns during construction if local trades are used however this is not able to be determined from the information provided.

### **Legal/Statutory**

The municipality has a municipal cap of 214 EGMs. At present there are four venues with a total of 136 attached EGMs.

The preparation of this submission will help to inform the VCGLR of the impact the proposal will potentially have on the municipality.

In addition to the application for gaming machines, the Wangaratta RSL sub-branch has also submitted a separate planning application for the use and redevelopment of the premises including the installation of electronic gaming machines. This application will be considered separately under the provisions of the *Planning and Environment Act 1987*.

### **Social**

Gambling is known to have profound impacts on a community and on the lives of many families and individuals. A recent study found the 0.7% of Victorians are problem gamblers. A further 2.4% are at high risk of problem gambling. EGMs are recognised as posing the greatest risks to existing and potential problem gamblers<sup>1</sup>. Around 80% of presentations to counselling agencies relate to problems associated with EGMs.

For the 2015/2016 financial year, the Rural City of Wangaratta experienced the following gaming indicators:

- Compared with the country average, the Rural City of Wangaratta has the same density of EGMs per 1,000 adults, lower net average expenditure and expenditure per adult. It also has less adults per venue.
- Compared with the average for the Rural City of Wangaratta the Wangaratta RSL sub-branch (in their current location) had a lower expenditure, lower expenditure per EGM and fewer EGMs per venue.

Research has found that:

- Domestic violence is associated with EGM accessibility
- Areas with no EGMs have 20% fewer family incidents than those with 75 EGMs/10,000
- Areas with no EGMs have 30% fewer domestic violence assaults than those with 75 EGMs/10,000
- Regulators should consider the impacts on domestic violence when licencing EGMs.

Between 2015 and 2016, the Rural City of Wangaratta experienced an increase in the rate of family incidents of 26.1%. This was higher than the increase across the Eastern Region of Victoria and Victoria as a whole, which were 5.6% and 5.7% respectively.



The Socio Economic Indexes for Areas (SEIFA) score of Relative Socio-economic Disadvantage in the municipality is 981.1 which is above the average for regional Victoria of 977.7.

### **Environmental/Sustainability Impacts**

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

### **2013 – 2017 Council Plan (2016 Revision)**

This report supports the 2013-2017 Council Plan:

#### **Goal**

We are Growing

#### **We will research and advocate:**

For innovative e-commerce uptake by tourism operators  
We will create and deliver:

Marketing campaigns and training that support our local businesses and attract shoppers to the CBD.

#### **We will plan and make decisions for the future:**

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

#### **We will focus on our business:**

Ensuring our workforce is skilled, responsive and adaptable to meet our community needs.

#### **The non-negotiables**

There are opportunities for everyone to participate and contribute to social, economic and cultural life.

#### **Community consultation**

As Council is a party to this process through the VCGLR there is no formal community consultation undertaken by Council. As details of this application and also of the planning application currently with Council have been made public through a variety of means, Council has received in excess of 30 submissions on the proposal to increase the number of EGMs. These submissions have been forwarded to the VCGLR for their consideration and will be considered further by Council in the assessment of the planning application.

### **Strategic Links**

The *Rural City of Wangaratta Community Vision 2030* identifies a number of key features that the community values about the Rural City of Wangaratta, including the opportunity to lead healthy lives, strong tourist component, strong community connections and contributions made by the voluntary sector.

The *Rural City of Wangaratta Council Plan 2013-2017*, also focuses on facilitating healthy lifestyle choices and the need to provide services and programs that facilitate healthy, happy and connected communities.

Priorities that underpin the *Rural City of Wangaratta Municipal Public Health and Wellbeing Plan 2013-2017* include strong and resilient individuals, families and communities; a safe and protected community and healthy lifestyles.

The focus of these links is to facilitate healthy lifestyle choices. An increase in the opportunity to use EGMs has the potential to increase participation in gambling without creating any increase in access to non-gambling social, leisure and recreational facilities and activities. Based on this, the proposal is not considered to align with Council's strategic framework.

### **Options for Consideration**

There are several options for consideration for Council:

Option 1: Neutral support of the application.

Option 2: Full support of the application

Option 3. Support in part of the application

Option 4: Not support any part of the application **Conclusion** There are a number of impacts associated with an application to increase the number of EGMs at a gaming venue, one of which is gambling-related harms. It has been found that gambling-related harms can result in compromised health and wellbeing status, and has both direct and indirect impacts on individuals, their family and the broader community. As a result, significant weight is given to the potential for the proposal to cause or exacerbate gambling-related harms and the extent to which these impacts will cause disproportionate harm to those who are most at risk of gambling-related harms.

The social and economic impact assessment has found that the social and economic impact on the wellbeing of the community of the Rural City of Wangaratta and local community within which the proposal is located will be neutral. Whilst there are considered to be some benefits to the proposed redevelopment of the site there are also negatives regarding the impact of the increase in EGMs on the Wangaratta community.

There may be an opportunity to suggest to the VCGLR that should they be inclined to support the new facility with the increase to 50 EGMs that some appropriate conditions relating to:

- hours of operation
- building layout
- increasing non-statutory community contributions the beneficiaries of which would be determined in consultation with Council and relevant stakeholders
- access to non-gaming facilities in the new venue free of charge to approved community groups and organisations
- monetary and in-kind contributions to community groups and services to address socio-disadvantage and gambling related harms in the community.

Conditions such as these are aimed at improved social outcomes through not only greater controls but moreover increased contributions to the community and the provision of a greater range of support services to better address the range of social issues prevalent in the community. Noting that not all of these are entirely due to gambling but there is certainly a relationship between gambling and these issues.

- increasing the number of recreational activities in the municipality;
- catering for the social, leisure and recreational needs of people experiencing problem gambling; and
- implementing additional non-statutory harm minimisation measures.
- **Negative** in terms of:
  - increasing the risk of gambling-related harms and the impact on the health and wellbeing of vulnerable groups within areas currently experiencing an elevated risk of gambling-related harms.

### **Attachments**

- 1 Social and Economic Impact Assessment

## **Questions**

### **Phil Haynes – Wangaratta**

Once the Council recommendation goes through, can this be overturned by the relevant authority in Melbourne? What is the process from here beyond Council?

**Jaime Carroll Director of Community Wellbeing** replied, Council does not have, under legislation, the authority to make the decision regarding the increase. This will go to a hearing at the VCGLR in a fortnight's time where it will be discussed. A formal decision from the VCGLR will be handed down around the relocation and relicensing of the premises and also the increase in gaming machine numbers.

What is the process there to decide whether they say yes or no to the increase?

**Jaime Carroll Director of Community Wellbeing** replied, The Commission will hear both sides, Council will be represented at the hearing as well as the RSL. Experts will be called and there will be questions around the social and the economic impacts of the application. The Commission will make a decision around whether the RSL has been successful in securing an additional 18 machines.

## 15. INFRASTRUCTURE SERVICES

### 15.1 PROCUREMENT POLICY REVIEW 2017

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Delivery and Contracts Coordinator  
**File Name:** Procurement Policy review 2017  
**File No:** S17/1770

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 finalise the process of adopting a major Council policy, the Procurement Policy 2017 (the Policy) (*refer attachment*).

#### **RECOMMENDATION:**

**(Moved: Councillor D Fuller/Councillor D Rees)**

***That Council adopts the Procurement Policy 2017.***

**Carried**

#### Background

Council adopted a procurement policy in 2016 in compliance with section 186A(1) of the *Local Government Act 1989* (the Act). Section 186A(7) of the Act requires Council at least once in each financial year to review the procurement policy having regard to any guidelines made by the Minister with respect to form or content. Any changes arising from that review must be adopted by Council.

The current procurement policy has been formulated with regard to the Victorian Local Government Best Practice Procurement Guidelines 2013, the Municipal Association of Victoria Model Procurement Policy (Updated) August 2011 and Social Procurement: A Guide for Victorian Local Government Department of Planning and Community Development October 2010.

Council officers reviewed the current procurement policy and proposed amendments to the policy. The amendments were incorporated into a proposed Procurement Policy which has been on public exhibition since 31 March 2017.

#### **Policy Considerations**

Council must review the procurement policy in this financial year ending 30 June 2017 having regard to any related Ministerial guidelines.

The Ministerial guidelines for council procurement policies have not changed since the adoption of the current procurement policy.

The Policy is a Major Council Policy and therefore was the subject of a consultation process as required by the Major Council Policy Consultation Local Law No. 4 of 2015 (the Local Law).

### **Financial/Economic Implications**

The Policy sets out the principles, processes and procedures that will apply to all purchases of goods, services and works made by Council. The Policy aims to achieve value for money and continuous improvement in the provision of services for the community.

The Policy contains an enhanced local content support provision aimed at encouraging the use of local businesses, local materials, local sub-contractors and local employees in the provision of goods and services to Council.

### **Legal/Statutory**

Section 186A(7) of the Act requires Council at least once in each financial year to review the Policy having regard to any guidelines made by the Minister.

### **Social**

The Policy has an objective to ensure that Council resources are used efficiently and effectively to improve the overall quality of life of people in the local community.

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

The Policy is considered to be compatible with the Charter of Human Rights and Responsibilities.

The introduction of the Policy imposes no restrictions on competition and therefore complies with National Competition Principles.

### **Environmental/Sustainability Impacts**

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

### **2013 – 2017 Council Plan (2015 Revision)**

This report supports the 2013-2017 Council Plan:

#### **Goal**

We are Sustainable

**The Non-negotiables:**

All legislative and compliance requirements are met.  
The best use of Council resources.

**Risk Management**

The Policy aims to achieve high standards of probity, transparency, accountability and risk management.

**Consultation/Communication**

Submissions were invited from the community in regards to the Policy in accordance with clause 7 of the Local Law.

A notice to this effect was advertised in the Chronicle newspaper and also on Council's website indicating that submissions would be received for 28 days.

The Audit Advisory Committee is required by its charter to consider procurement practices and provide advice to Council on better practice. The committee was requested to consider the Policy and offer any recommendations for Council to consider. No changes were requested by the Audit Advisory Committee.

Public submissions were accepted up to close of business on Friday 28 April 2017. No submissions were received.

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

**Options for Consideration**

The review is required by the Act and the process is governed by the Major Council Policy Consultation Local Law. There are no alternatives to the process that has been undertaken.

**Conclusion**

The review process ensures compliance with Section 186A(7) of the Act which requires a review of the Policy in each financial year. The Policy sets out the principles, processes and procedures that will apply to all purchases of goods, services and works made by Council, and has been the subject of a public consultation review. The resulting Policy aims to achieve value for money and continuous improvement in the provision of services for the community.

**Attachments**

- 1 Procurement Policy Final 2017

## 15.2 TARRAWINGEE RECREATION RESERVE - TOILET CLEANING

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Manager - Infrastructure Planning and Delivery  
**File Name:** Tarrawingee Recreation Reserve  
**File No:** F16/1584

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 determine if the Rural City of Wangaratta will commit to cleaning the toilet facilities located at the Tarrawingee Recreation Reserve, adjacent to the playground.

Neither the toilet facility, nor the land that it is situated on, are Council owned assets. The land is Crown Land and is the responsibility of the Department of Environment, Land, Water and Planning (DELWP) who have appointed the Tarrawingee Recreation Reserve Committee as the Committee of Management.

The Committee of Management have contacted Council on several occasions requesting that Council clean the toilet facility. Council has not committed to this indicating that a review of the use and service provision of all public facilities is required before developing a Policy that will assist in informed decision making. This will ensure a consistent and justified approach to the cleaning of public facilities within the Rural City of Wangaratta.

### **RECOMMENDATION:**

**(Moved: Councillor H Bussell/Councillor R Amery)**

#### ***That Council:***

- 1. Undertakes a service review of public facilities within the Rural City of Wangaratta;***
- 2. Develops a policy in regards to service provision to assist in informed decision making; and***
- 3. Presents the Policy to the July Council Meeting.***

**Carried**

### **Background**

On several occasions, the Tarrawingee Recreation Reserve Committee of Management have contacted Council requesting that Council commit to the cleaning of the toilet facility at the Tarrawingee Recreation Reserve. In response, Council have declined indicating that a Policy providing direction needs to be



developed before making a commitment to clean a toilet facility that is neither Council owned or maintained.

In regards to the cleaning of toilet facilities on Recreation Reserves, Council currently provides the following:

Toilets currently cleaned by Council at **Council** owned or managed Recreation Reserves:

- Whitfield Recreation Reserve
- Whorouly Recreation Reserve
- Wangaratta Showgrounds
- Appin Park Athletics Complex
- South Wangaratta Recreation Reserve
- Wareena Park
- Bindall Avenue Recreation Reserve
- HP Barr Reserve

Toilets currently cleaned by Council at **Non-Council** owned or managed Recreation Reserves:

- Milawa Recreation Reserve

When the facility at Milawa was constructed (circa 2007) it was agreed that the Milawa Recreation Reserve Committee of Management was solely responsible for the maintenance and cleaning of the facility. However, correspondence dated 2007/08 confirms Council agreeing to clean the toilets on a weekly basis. Over the years, Council have faced the issue of irregular maintenance provided by the Committee and as a result Council has at times ceased cleaning this facility until the outstanding maintenance issues were resolved.

Toilets not currently cleaned by Council at **Council** owned or managed Sports Reserves:

- City Oval
- North Wangaratta Recreation Reserve

Toilets not currently cleaned by Council at **Non-Council** owned or managed Sports Reserves:

- Greta Recreation Reserve
- Moyhu Recreation Reserve
- Glenrowan Recreation Reserve
- Oxley Recreation Reserve
- Tarrawingee Recreation Reserve
- Eldorado Recreation Reserve

As highlighted above, it is evident that there is currently an inconsistent approach to the cleaning of toilet facilities at Recreation Reserves. The toilet facilities at the Tarrawingee Recreation Reserve are one of six not currently cleaned by

Council. There are also a number of toilets at halls and tennis courts that are not maintained by Council

Council currently clean thirty three toilet facilities located across the municipality at a cost of \$253,400.00 annually. Council also provides an annual maintenance allowance to Recreation Reserve Committees of Management to assist with the maintenance of facilities. The Tarrawingee Recreation Reserve Committee received a maintenance contribution of \$4,382.00 this financial year. For additional information regarding the maintenance allowance refer to the Building/Facility Maintenance Policy, Section 4.2 Criteria for Council Support.

### **Implications**

To commit to cleaning the toilet facilities at non-council owned or managed sports reserves such as the Tarrawingee Recreation Reserve, Council could be setting a precedence whereby consideration may be given to the cleaning of public facilities at other non-council owned or managed sports reserves.

It would then also be necessary to give consideration to the standard of the facility and what capital improvements are necessary in order to provide the level of service expected by the community.

### **Policy Considerations**

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

However, in order to provide direction for decision making, and a consistent approach to the cleaning of public facilities, a Policy needs to be developed before commitment is made to cleaning facilities that are not on Council owned or managed land.

### **Financial/Economic Implications**

#### **Capital Improvement:**

The toilet block is of brick construction with a tin roof covering part of the internal area. An inspection was undertaken in January 2017 showing that graffiti was present on doors and vegetation growing in cracks through concrete. Existing lights are damaged and require repair. Before committing to cleaning this facility on an ongoing basis, the condition and capital improvement needs must be determined and considered.

#### **Operational Costs:**

The Tarrawingee Recreation Reserve Committee have requested that the toilet facility be cleaned on a weekly basis. Assuming one staff member, one vehicle, cleaning products and consumables, the cost of cleaning the facility is approximated at \$75.00 per visit or \$3,900.00 annually.

### **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.

**2013 – 2017 Council Plan (2016 Revision)**

This report supports the 2013-2017 Council Plan:

**Goal**

We are Sustainable

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

By providing enough information to support informed decision making.

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

N/A

**b) Other strategic links**

N/A

**Risk Management**

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

**Consultation/Communication**

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

**Options for Consideration**

Alternatively to undertaking the public facilities review, Council can decide to commence cleaning the Tarrawingee Recreations Reserve toilets or refuse the request.

**Conclusion**

Currently there is an inconsistent approach to the cleaning of toilets at Recreation Reserves. A review of the use and service provision of all public facilities is required before developing a Policy that will assist in future decision making.

**Attachments**

Nil.

### 15.3 ROAD MANAGEMENT PLAN REVIEW 2017

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Asset Planning Coordinator  
**File Name:** Road Management Plan Review 2017  
**File No:** S17/943

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

#### **Executive Summary**

This report is presented to Council to recommend review and adoption of the Road Management Plan 2017 (RMP).

#### **RECOMMENDATION:**

**(Moved: Councillor D Rees/Councillor H Benton)**

***That Council adopts the Road Management Plan 2017.***

**Carried**

#### **Background**

At the Ordinary Council Meeting on 21 March 2017, Council endorsed the Draft RMP 2017 for public exhibition.

The *Road Management Act 2004* (the Act) outlines the rights and responsibilities of road authorities and road users. Under this legislation, Council is required to ensure that they have a maintenance management system to inspect, maintain and repair Public Roads and road related infrastructure for which they are responsible.

The RMP 2017 has been developed to meet the requirements of the Act by establishing a maintenance management system for the Rural City of Wangaratta's local roads network.

This RMP 2017 is intended to meet road users' needs and expectations, by providing 'reasonable' maintenance standards within an economic framework.

#### **Implications**

##### **Policy Considerations**

The RMP 2017 replaces the Road Management Plan (2013).

**Financial/Economic Implications**

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

**Legal/Statutory**

The RMP has been developed in accordance with legislation relating to the *Road Management Act 2004*.

**Social**

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

**Environmental/Sustainability Impacts**

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

**2013 – 2017 Council Plan (2016 Revision)**

This report supports the 2013-2017 Council Plan:

**Goal**

We are Sustainable

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

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

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

N/A

**b) Other strategic links**

Asset Management Policy  
Asset Management Strategy

**Risk Management**

The RMP 2017 provides a risk management system, by ensuring that 'reasonable' road maintenance is carried out within an appropriate timeframe.

### **Consultation/Communication**

A notice advertising that the Draft RMP 2017 was available for public exhibition was placed in the Government Gazette, and The Wangaratta Chronicle. This notice invited public submissions on the Draft RMP 2017, up to close of business on Friday 28 April 2017.

No public submissions were received. One internal submission was received.

The internal submission requested “Fire Access Roads” to be included as a subset of “Limited Access Road”, and also requests the definition of Limited Access Road to be expanded.

The following description of Limited Access Road is included in Table 5.2 – Road Hierarchy, which meets the request of the internal submission.

*“**Limited Access:** Provides access for minimal abutting residential properties. These roads are unsealed, not always well formed, may have minimal drainage, and generally only service a small number of local residents. Limited access roads also include roads within council MFPS which have the sole purpose of ensuring fire emergency vehicles have access.”*

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

### **Conclusion**

The purpose of the RMP 2017 review is to define current road management practices and levels of service, including the inspection, maintenance and repair of all Council’s roads as listed in its Register of Public Roads, with consideration of Council’s resources and community expectations.

No public submissions were received.

The RMP 2017 should be adopted.

### **Attachments**

- 1 Road Management Plan 2017

## 16. DEVELOPMENT SERVICES

### 16.1 PLANNING SCHEME AMENDMENT C66 PART 2 'GLENROWAN TOWNSHIP' - CONSIDERATION OF SUBMISSIONS TO THE AMENDMENT AND NEXT STEPS IN THE PROCESS

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Strategy Planner  
**File Name:** Planning Scheme Amendment C66 Part 2 - Glenrowan TDP  
**File No:** F16/2315

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 eight (8) submissions in response to the exhibition of C66 Part 2 - Glenrowan Township.
- Summarise the key matters raised in submissions and suggest actions to address submissions.
- Seek Councils agreement to make post exhibition negotiated changes to the exhibited amendment documents.
- Seek Councils agreement to adopt the amendment and submit the adopted documents to the Minister for Planning for approval.

Wangaratta Planning Scheme Amendment C66 Part 2 was initiated following the exhibition and split of Wangaratta Planning Scheme Amendment C66. The amendment implements the immediate, short term and ongoing recommendations of the Glenrowan Township Development Plan (TDP) by rezoning land and applying the Development Plan Overlay.

C66 Part 2 was exhibited between 2 February and 10 March, 2017. In response to the exhibition process (8) eight submissions were received including 1 late submission. Of the submissions (3) three supported the amendment and (4) objected to the amendment. (1) One submission had no position stated. All but (2) two submission requested changes to the exhibited documents.

Post exhibition, consultation resulted in negotiations and changes to the exhibited documents that addressed matters that addressed matters raised in submissions.



To progress the amendment it is recommended Council adopt the amendment with changes, and submit the amendment to the Minister for Planning for approval. This is the final step required by Council to complete the amendment process.

**RECOMMENDATION:**

**(Moved: Councillor D Rees/Councillor R Amery)**

***That Council:***

- 1. Considers all the submissions to Wangaratta Planning Scheme Amendment C66 Part 2 - Glenrowan Township (pursuant to Section 22 (1) of the Planning and Environment Act 1987 (the Act);***
- 2. Amends the exhibited amendment documents to address submitters concerns as outlined in Attachments 1 and 2;***
- 3. Adopts the exhibited amendment, with changes in accordance with Section 29 of the Act;***
- 4. Pursuant to Section 31(1) of the Act submits the adopted Amendment to the Minister for Planning for approval pursuant to Section 35 of the Act;***
- 5. Formally advises submitters to Wangaratta Planning Scheme Amendment C66 Part 2 of Councils decision; and***
- 6. Advises the Glenrowan Community of Councils decision (by publishing a notice in the Wangaratta Chronicle)***

**Carried**

**Background**

Amendment C66 - Glenrowan Township Development Plan was placed on exhibition between 25 August and 26 September, 2016. At the conclusion of the exhibition process, 16 submissions were received. Following the exhibition period of C66 the amendment was split into parts as no submissions objected to the aspects of the amendment that dealt with the Local Planning Policy Framework or the application of the Bushfire Management Overlay (this formed C66 Part 1).

Amendment C66 Part 1 was adopted by Council on the 22 November, 2016 and submitted to the Minister for Planning for Approval.

Amendment C66 Part 2 specifically proposes to:

- Rezone land located at 184-246 Old Hume Highway, Glenrowan (located in Precinct H (a) of the Glenrowan TDP) from Farming Zone and Rural Living Zone 2 to Rural Living Zone 1 and Public Use Zone.

- Apply the Development Plan Overlay Schedule 7 (DPO7) to 184-246 and land between 247-314 Old Hume Highway, Glenrowan. This land is shown as Precincts H (a) and (b) of the Glenrowan TDP.



\*please note a full sized copy of the TDP plan is available on Councils website

#### Exhibition of Amendment C66 Part 2:

C66 Part 2 was exhibited between 2 February and 10 March, 2017. The public exhibition process occurred in accordance with the requirements of the *Planning and Environment Act, 1987* and included notifying all parties that were notified for Amendment C66. Further notices about the amendment were placed in the Wangaratta Chronicle on the 27 January, 2017 and the Victorian Government Gazette on the 2 February, 2017.

A Drop-In information session was held in Glenrowan on Thursday 16 February, 2017 between 3.30pm and 6pm. This gave land owners the opportunity to ask planning officers questions about the amendment in a one-on-one forum. Approximately 10 people attended this session and asked questions about the amendment and other unrelated matters.

#### Consideration of submissions:

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

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

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



In this case Council has changed the amendment documents to addresses matters raised that directly relate to the amendment. The recommended steps are to adopt the amendment and submit the adopted amendment to the Minister for Planning for approval.

Submissions to Amendment C66 Part 2:

There were a total of (8) eight formal submissions to Amendment C66 Part 2 including one very late submission. Of the submissions received:

- (3) Three submissions supported the amendment and were received from Authorities.
- (4) Four submissions objected to the amendment and were received from land owners. These submissions also raised issues beyond the scope of the amendment.
- (1) One submission did not state a position on the amendment. This submission was also received from a land owner and was a late submission.

It is further noted that all but (2) two of the submissions requested changes to the exhibited documents.

Matters raised in the submissions can be summarised as:

- Impacts on vegetation and native wildlife, generally, from infrastructure, cats\*\* and from potential traffic increase
- Impacts of infrastructure
- Increased development density
- Uncertainty of the lot layout and impacts resulting in removal of third party appeal rights to permit applications when an approved development plan is approved and development is generally in accordance with the approved development plan without knowing lot size/density
- Landscape amenity
- Impacts on existing community facilities from potential traffic increases

\*\* Indicates the matter is beyond the scope of what can be considered by the amendment.

Attachment 1 provides a full summary of matters raised and a response to the matter. Attachment 2 is a revised DPO7, incorporating the changes requested by submissions.

Post Exhibition Consultation with Submitters to C66 Part 2:

Following the exhibition period all submitters were contacted and matters raised in the submissions further explored. Key negotiated outcomes included:

- Minor changes to the exhibited DPO7 to strengthen vegetation protection outcomes.
- The land owner (of Precinct H (a)) agreeing to cap the number of lots in Precinct H (a) to **20 lots** to address matters relating to density. This is reflected in a change to DPO7.

- Clarification of sensitive uses, as there is a different meaning in the Planning and Environment Act 1987 and the Australian Standard 2885 - for Pipelines, Gas and Liquid Petroleum. This is addressed by listing the sensitive uses in the DPO7.
- Minor changes to the DPO7 to clarify safety requirements relating to gas pipeline infrastructure.
- A change to the explanatory report to clarify reticulated water supply should not be relied on in the event of a bushfire.
- Land owner agreeing to the use of a covenant (or similar) to prohibit the keeping of cats in Precinct H (a)\*\*.

A full summary of outcomes and changes to the DPO7 can be found in Attachments 1 and 2.

The changes to the amendment are considered to address the submissions to the fullest extent possible in a planning scheme amendment process. It is noted that some matters were not completely resolved, however outstanding issues can be managed through other processes, for example, a covenant (noting this is not a document drafted or enforced by Council) can be applied to the land to restrict cats as domestic pets. This has been agreed to by the land owner as a show of good faith in post exhibition negotiations.

### **Implications**

#### **Policy Considerations**

The preparation of the Glenrowan Township Development Plan, Revised November, 2016 is a short term recommendation from Councils Population and Housing Strategy, 2013. Both these strategy documents are adopted by Council. The continuation of this amendment is consistent with these strategy documents.

#### **Financial/Economic Implications**

Financial:

This amendment is funded by Council under the Strategic Planning 2016-2017 operations budget. Costs directly attributed to the amendment are the responsibility of Council.

Remaining fees in this case are for the consideration by the Minister for Planning of a request to approve an amendment; and giving notice of approval of an amendment. (The cost of fees for this stage of the amendment are \$226.55).

#### **Legal/Statutory**

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

#### **Social**

The Glenrowan TDP, strategic basis for the amendment, supports Councils Community Vision and the Glenrowan Community Plan. Further the amendment

has been developed to respond to development pressure created by the implementation of reticulated sewer infrastructure and provides diversity of housing stock by providing opportunity for rural living (lots with a minimum size of 2 ha).

### **Environmental/Sustainability Impacts**

The amendment considers environmental constraints and recommended urban expansion areas, based on precincts. It balances environmental risks and encourages development to respond to significant native vegetation by making allowing new development at a Rural Living Scale.

### **2013 – 2017 Council Plan (2016 Revision)**

This report supports the 2013-2017 Council Plan:

#### **Goals**

We are Growing  
We are Connected  
We are Sustainable

#### **We will create and deliver:**

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

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

#### **We will plan and make decisions for the future:**

By identifying future development areas and giving consideration to potential planning scheme amendments and developer contributions.

### **Strategic Links**

#### **a) Rural City of Wangaratta 2030 Community Vision**

This proposal will support the desired outcomes of Strategy 1 of the Community Vision, including:

- *Housing growth has been gradual, well-planned and matched by the extension of infrastructure and services.*

#### **b) Other strategic links**

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

## **Consultation/Communication**

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

Consultation was undertaken:

- 2014/2015: Targeted feedback during the development of the Glenrowan Township Development Plan and consultation prior to Councils adoption of the document occurred.
- July/August 2016 - during the exhibition of C66 (prior to splitting the amendment)
- February/March 2017 - during the exhibition of C66 Part 2.
- March/April 2017 - Post Exhibition consultation of C66 Part 2.

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

## **Options for Consideration**

Not Recommended - *Consider submissions, do not make any changes to the amendment documents and request an independent Planning Panel be convened to consider any matters raised in submission to the amendment.* This is not recommended as Officers have proposed a number of changes to the amendment to address concerns raised.

Not Recommended - *Consider submissions and adopt the amendment without change and submit the amendment to the Minister for Planning for approval.* This is not recommended as it fails to consider matters raised in submissions to the amendment, and in this circumstance the amendment would not be approved by the Minister for Planning.

Not Recommended - *Abandon the amendment.* This option fails to implement the recommendations of the Glenrowan Township Development Plan.

## **Conclusion**

Amendment C66 Part 2 was pursued to provide an opportunity to further refine planning controls used to best implement the recommendations of the Glenrowan TDP.

Amendment C66 Part 2 has been exhibited in accordance with the requirements of the *Planning and Environment Act 1987*. Submissions have been received and the post exhibition consultation has resulted in changes that reasonably address matter raised through the exhibition process. A number of changes have been made to the exhibition documents to demonstrate this. There is further scope to address matters considered to be beyond the scope of the amendment process through other processes.

Overall it is recommended that Council adopt C66 Part 2, with the changes outlined in Attachment 2 - DPO7 and submit the amendment to the Minister for Planning for approval which finalises the implementation of the immediate, short term and ongoing recommendations of the Glenrowan TDP.

## **Attachments**

- 1 Attachment 1: Submission Summary
- 2 Attachment 2: Revised Schedule 7



## 16.2 PLANNING SCHEME AMENDMENT C67 - OXLEY TOWNSHIP DEVELOPMENT PLAN - PANEL RECOMMENDATIONS AND NEXT STEP IN THE AMENDMENT PROCESS

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Strategy Planner  
**File Name:** Planning Scheme Amendment C67 - Oxley Township  
**File No:** F16/198

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 as the relevant Planning Authority, to consider the recently received Panel Report. This report contains the Planning Panels review of Amendment C67 and their recommendations followings the hearing held on 27 February, 2017.

A copy of the Panel report accompanies this report at Attachment 1, and the report is now a public document, and published on Councils Website. Pursuant to Section 27 of the *Planning and Environment Act 1987* (The Act), Council must now consider the panel report, before deciding to either adopt or abandon the amendment.

In summary the Panel has generally supported Councils strategic approach to Amendment C67 and recommends that the Amendment be adopted as exhibited subject to the following changes:

1. *Include the post-exhibition changes contained in Council's Right of Reply dated 8 March 2017 (Document 7) along with the following further revisions:*
  - a) *Amend the legend to the plans at Clauses 21.07 and 22.09 to read 'possible future-north south connector road.'*
  - b) *Delete the reference to the term 'potential location for indicative road' from Clause 22.09.*
  - c) *Undertake a final drafting review to correct grammatical errors identified in the North East Water submission contained in Appendix C of this report.*



**RECOMMENDATION:****(Moved: Councillor D Rees/Councillor H Benton)*****That Council:***

- 1. Considers the recommendations of the C67 Panel Report in accordance with Section 27 of the Planning and Environment Act 1987 (the Act);***
- 2. Adopts Planning Scheme Amendment C67 Oxley Township, with minor changes recommended by the Panel, in accordance with Section 29 of the Planning and Environment Act, 1987 (The Act)***
- 3. Adopts the revised Oxley Township Development Plan (September 2015), and includes it as a Reference document at 21.12 of the Wangaratta Planning Scheme;***
- 4. Pursuant to Section 31(1) of the Act submits the adopted Amendment to the Minister for Planning for approval pursuant to Section 35 of the Act;***
- 5. Notifies submitters in writing of Council's decision.***

**Carried****Background****History of the Oxley Township Development Plan**

The Oxley Township Development Plan - Dec 2016 (TDP) was developed in response to the recommendations of Council's Population and Housing Strategy, 2013.

The Oxley TDP proactively addresses projected population growth and manages development pressure. Such development pressure has resulted from upgrades to the sewerage network, and its appeal as a desirable lifestyle location.

Recommendations of the Oxley TDP inform changes to local policy. The Oxley TDP was adopted by Council in April, 2015 and following additional consultation, was revised and adopted in December, 2016.

**What does Amendment C67 Propose?**

In brief, Amendment C67 seeks to introduce the following changes to the Wangaratta Planning Scheme:

- Amending the Local Planning Policy Framework to include the TDP; and
- Amending the Schedule to the LDRZ.

Specifically, the Amendment (as noted in the Explanatory Report):

- Amends Clause 21.07 Rural Townships and Settlements to implement the key objectives and recommendations of the Oxley Township Development Plan, September 2015
- Amends Clause 21.12 to include the Oxley Township Development Plan, September 2015 as a reference document in the Scheme
- Amends Clause 21.14 Public Open Space and Clause 22.09 Public Open Space Contributions to include the key objectives and recommendations of the Oxley Township Development Plan, September 2015 (and Glenrowan and Milawa Township Development Plans, September 2015) and include the Access and Movement Plan (which is adapted from the design response plan) to illustrate the location and provision of current and future open space
- Inserts a new Clause 22.10 Oxley Township to include the key recommendation of the Oxley Township Precinct Plan
- Amends the Schedule to Clause 32.03 (Low Density Residential Zone) to vary the minimum subdivision lot size to reflect the recommendations of the Oxley Township Development Plan, September 2015.

The area referred to as the Oxley Township Development Plan is shown in the plan below\*:



\*please note a full sized copy of this plan is available on Councils website

Exhibition and Submissions - Amendment C67:

Authorisation from the Department of Environment Land Water and Planning (DELWP) to exhibit Amendment C67 was granted 28 July, 2016.

Exhibition of Amendment C67 occurred between 8 September and 10 October, 2016. Following the exhibition of the amendment 13 submissions (including a very late submission) were received.

Post exhibition, a number of steps were taken to address outstanding matters raised in submissions. Minor changes were made to the Oxley TDP and amendment documents, a series of post exhibition facts sheets were circulated to submitters clarifying matters relating to mapping and the extent of change proposed by the amendment and a post exhibition submitters meeting was held with land owners affected by the amendment. These measures did not address all outstanding concerns.

#### Independent Planning Panel

Council resolved at its meeting held 13 December, 2016 to send the amendment to an independent panel for review and consider the 9 unresolved submissions made to Amendment C67.

The Panel hearing was held 28 February, 2017. Whilst the Panel considers all submission, Vic Roads and (2) two landowners formally presented before the Panel.

The key issues raised within the submissions and examined by the Panel include:

- Over development and Subdivision
- Future Investigations area
- The consultation process
- TDP and mapping anomalies, open space along the King River
- Open Space
- Other Issues.

Council received the Panels Report on the 30 March, 2017 and the report was released publically on 27 April, 2017.

In summary the Panel Report supported Councils position on the amendment and made the following comment in reaching its position and final recommendations:

*‘The Panel concludes that the Amendment is based on a detailed strategic basis provided by the Oxley TDP. The Panel is satisfied that the Amendment generally supports and is consistent with the broader policy context of the State Planning Policy Framework (SPPF) and Local Planning Policy Framework (LPPF). It has considered all submissions and concludes that the Amendment should be supported and is strategically justified.’*

The Panel specifically recommended that the Amendment be adopted as exhibited subject to the following changes:

1. *Include the post-exhibition changes contained in Council's Right of Reply dated 8 March 2017 (Document 7) along with the following further revisions:*
  - a) *Amend the legend to the plans at Clauses 21.07 and 22.09 to read 'possible future-north south connector road.'*
  - b) *Delete the reference to the term 'potential location for indicative road' from Clause 22.09.*
  - c) *Undertake a final drafting review to correct grammatical errors identified in the North East Water submission contained in Appendix C of this report.*

Overall the recommendations of the panel contained at 1a), b) and c) can be accommodated through minor alterations to the proposed local policy and these alterations will further address issues raised within submissions received to the amendment.

#### The next Step - Finalising the Amendment:

The following diagram outlines the steps in the amendment process. The boxes in blue show the steps Council have completed and the boxes in orange show the steps required to finalise this amendment.



This course of action is consistent with the steps of the planning scheme amendment process, outlined by the *Planning and Environment Act, 1987*.

### **Implications**

#### **Policy Considerations**

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

#### **Financial/Economic Implications**

##### **Financial:**

This amendment is funded by Council under the Strategic Planning 2016-2017 operations budget. Costs directly attributed to the amendment are the responsibility of Council.

Future fees for any approval of the amendment by the Minister for Planning will be \$226.55.

## **Legal/Statutory**

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

## **Social**

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

## **Environmental/Sustainability Impacts**

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

## **2013 – 2017 Council Plan (2016 Revision)**

This report supports the 2013-2017 Council Plan:

### **Goal**

We are growing  
We are connected  
We are sustainable

### **We will create and deliver:**

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

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

### **We will plan and make decisions for the future:**

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

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

## **Strategic Links**

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

This proposal will support the desired outcomes of Strategy 1 of the Community Vision, including:

- *Housing growth has been gradual, well-planned and matched by the extension of infrastructure and services.*

### **b) Other strategic links**

Population and Housing Strategy, 2013 (RCOW)

Hume Regional Growth Plan, 2014 (Victorian State Government).

## **Consultation/Communication**

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

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration. The Panel also supported Council's position around the issue of consultation raised within some submissions, and concluded that:

*'The Panel is satisfied that the consultation process undertaken has been extensive and has been undertaken in accordance with the requirements of the Planning and Environment Act 1987'.*

### **Options for Consideration**

#### **Option 1 (Recommended option):**

Resolve to make changes to the amendment in line with the recommendations of the Panel, pursuant to Section 29(1) of the Act, and pursuant to Section 31(1) of the Act submit the amendment to the Minister for Planning with changes for approval pursuant to Section 35 of the Act.

This option follows the statutory process required to consider the Panel recommendations, makes changes as described, and is consistent with a good land use planning outcome for the Oxley Township and the community.

#### **Option 2: (Not recommended option):**

Abandon the amendment under section 28 of the Act.

This option would fail to deliver appropriate planning policy into tangible policy outcomes within the Wangaratta Planning Scheme, to guide future land use planning decisions within the township of Oxley.

### **Conclusion**

The Panel has provided clear support for the Amendment within their report, including the strategic work undertaken in both the preparation of the Oxley TDP and Amendment C67.

Overall it is recommended that Council adopt Amendment C67, with the changes outlined in the Panel report, and following this step, submit the amendment to the Minister for Planning for approval pursuant to Section 31 of the Act.

### **Attachments**

- 1 Attachment 1 - Wangaratta C68 Panel Report

## **17. SPECIAL COMMITTEE REPORTS**

Nil

## **18. ADVISORY COMMITTEE REPORTS**

Nil



## 19. RECORDS OF ASSEMBLIES OF COUNCILLORS

### 19.1 ASSEMBLIES OF COUNCILLORS

**Meeting Type:** Ordinary Council Meeting  
**Date of Meeting:** 16 May 2017  
**Author:** Executive Service Coordinator  
**File Name:** GOVERNANCE - REGISTERS - ASSEMBLIES OF COUNCILLORS  
**File No:** F16/2117

#### Executive Summary

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

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

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

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

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

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

Date	Meeting details	Refer
12 April 2017	Budget Discussion	Attachment
18 April 2017	Councillors Briefing Forum	Attachment
20 April 2017	Budget Discussion	Attachment
24 April 2017	Councillors Briefing Forum	Attachment
1 May 2017	Councillors Briefing Forum	Attachment
8 May 2017	Councillors Briefing Forum	Attachment



**RECOMMENDATION:**

**(Moved: Councillor D Fuller/Councillor H Benton)**

***That Council receives the reports of Assemblies of Councillors.***

**Carried**

**Attachments**

- 1 ASSEMBLIES OF COUNCILLORS - MAY 2017

**20. NOTICES OF MOTION**

Nil

**21. URGENT BUSINESS****22. PUBLIC QUESTION TIME****Brien Jones – Bowser**

Requested a change of road material to alleviate the damage to car tyres

**Cr Harvey Benton** replied, *Council is developing a superior mix for re-sheeting gravel roads.*

**Anne Dunstan – Tarrawingee**

Do Council have any input to where the funding VicRoads has received may be spent along the Great Alpine Road for example reduced speed limit in Tarrawingee or widening of road shoulders?

**Maree Walker, Manager Infrastructure, Planning & Delivery** replied, *VicRoads have given us an opportunity to attend their meetings to understand where upgrades would occur.*

Can Council make recommendations about speed limits

**Maree Walker, Manager Infrastructure, Planning & Delivery** replied, *yes, but it is up to VicRoads to make that decision.*

**Phil Haynes – Wangaratta**

I am referring to the land in Faithfull Street between North East Water and the King River Bridge. Is there a better use for this land as it is an access point from Milawa? Can the access be limited? Is this a Council issue?

**Jaime Carroll – Director Community Wellbeing** replied, *we have been working with the State Government to amend this issue. IT is not Council land but DELWP. Our Infrastructure and Recreation teams are working with DELWP along with community groups.*

**23. CONFIDENTIAL BUSINESS**

Nil

**24. CLOSURE OF MEETING**

The Meeting closed at 7.09pm.

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<sup>i</sup> Australian Government Productivity Commission (2010) *Productivity Community Inquiry Report, Gambling* p5.22