



STRATHBOGIE SHIRE COUNCIL

**MINUTES / DECISIONS OF A MEETING OF THE STRATHBOGIE SHIRE COUNCIL
HELD, VIRTUALLY, ON TUESDAY 16 FEBRUARY 2021
COMMENCING AT 6.00 P.M.**

Chair:	Melanie Likos (Deputy Mayor)	(Lake Nagambie Ward)
Councillors:	Laura Binks	(Mount Wombat Ward)
	Reg Dickinson	(Lake Nagambie Ward)
	Sally Hayes-Burke	(Seven Creeks Ward)
	Paul Murray	(Hughes Creek Ward)
	Mayor Chris Raeburn from (Honeysuckle Ward) entered the meeting at 7.12pm	
Officers:	Julie Salomon	Chief Executive Officer (CEO)
	David Roff	Director, Corporate Operations (DCO)
	Amanda Tingay	Director, Community and Planning (DCP)
	Dawn Bray	Executive Manager, Governance and Customer Service (EMGCS)
	Kristin Favaloro	Executive Manager, Communications and Engagement (EMCE)
	Chris Dube	Executive Manager, People and Culture (EMPC)

6.02 p.m.

It is noted that due to visual technical issues with the livestreaming of the meeting, the Chair called for the meeting to be adjourned to enable the problem to be investigated and rectified to ensure compliance with the Ministerial Good Practice Guideline MGPG-1: Virtual meetings and Council's Guidelines for Virtual Meetings.

**MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR BINKS**

That the meeting be temporarily adjourned for a period of 15 minutes and the meeting reconvened at 6.21 p.m.

45-20/21 **CARRIED**

The Meeting Reconvened at 6.21 p.m.

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1. Welcome
2. Acknowledgement of Traditional Land Owners
'I acknowledge the Traditional Owners of the land on which we are meeting. I pay my respects to their Elders, past and present'

The Deputy Mayor delivered the following update to the meeting

Tonight, I wanted to speak about two things.

Firstly – you may have read on our social media, our website or in a local paper we have launched a new initiative we're calling Share Strathbogie.

This is an opportunity for you to share your thoughts, feedback and advice to help us develop a Community Vision, Council Plan, Financial Plan and Asset Plan.

These important documents guide the work of Council over the coming years. Your input will make sure we invest in projects and services that matter to you.

We're working hard to improve our communications and engagement practice to build confidence and trust in what we do.

We know working with our community will mean we can achieve great things. Our goal is a shared vision, a common direction, a united community.

With people power we can ensure our Shire is an even better place to live, work and play.

During the next nine months we've developed a community engagement program that gives you countless opportunities to have your say.

Share Strathbogie starts with a series of face-to-face drop-in sessions that are designed to understand what our community values.

We'll be asking you what you love about living in Strathbogie Shire, what would make it even better and what you could live without.

We need to know what matters to you before we can start conversations about services and costs.

However, be assured those conversations will also occur at our Community Forum planned for mid-year.

Our Community Forum will be the first time Council uses deliberate engagement practice.

We will be open, honest and transparent and we will put you – our community - at the heart of the decision-making process.

Our Share Strathbogie drop-in sessions are being held in Strathbogie, Nagambie, Avenel, Euroa, Longwood, Violet Town and Ruffy and I encourage you to visit our website to find out when we'll be in your town.

Secondly I wanted to explain why our Mayor isn't joining us tonight.

Cr Chris Raeburn is part of a delegation of mayors from nine regional municipalities joining Federal Member for Indi, Helen Haines, at a meeting with the Federal Treasurer, Josh Frydenberg, tonight.

The meeting was to be held face-to-face but is now occurring online to meet Victoria's coronavirus lockdown restrictions.

At the meeting, Cr Raeburn has a long list to raise with the Treasurer and he has asked me to share with you tonight some of the key areas.

1. Connectivity – both internet and phone coverage.

The Ruffy and Strathbogie communities are currently experiencing significant mobile coverage issues due to a fault at the Mt Wombat tower.

This fault puts many people without a phone service - a service they rely on to keep their families, friends and neighbours safe.

2. Reliable internet speed

In December last year, Cr Raeburn presented to the Joint Standing Committee inquiry into the National Broadband Network. He told this meeting, as he will tell the Treasurer, that our region will be left behind in the digital race and miss out on economic development opportunities if something is not done.

This continues to be an option we cannot accept.

3. Support for coronavirus recovery

The Treasurer will hear that support for business, tourism and community recovery from the coronavirus pandemic is a priority area for Strathbogie Shire.

While our community has so far escaped the coronavirus pandemic, we have been hit hard by lockdowns and restrictions which have affected business and tourism.

4. Reliable power supply

Another key issue Cr Raeburn plans to raise is the need for investment in more reliable power supply for our area. Despite being just 90 minutes from Melbourne, we are missing out on investment in our region because business cannot rely on a consistent power supply.

5. Cr Raeburn is also seeking a meeting with the adviser to the Minister for Infrastructure, Transport and Regional Development, Michael McCormack

This is to discuss the Euroa community's concern surrounding the Australian Rail Track Corporation's (ARTC) upgrade project. Council is seeking a deliberate engagement process that will allow the Euroa community to reach a group decision on the future design of the Euroa Railway Precinct.

3. Apologies / Leave of Absence

Councillor Chris Raeburn (Mayor) (Honeysuckle Creek Ward)
(It is noted that the Mayor joined the meeting at 7.12 p.m.)

Councillor Kristy Hourigan (Seven Creeks Ward)

4. Disclosure of Conflicts of Interest
Nil

5. Confirmation of Minutes of Previous Meetings
- Minutes of Council Meeting held on Tuesday 19 January 2021

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS

46-20/21 **CARRIED**

6. Petitions
Nil

7. Reports of Mayor and Councillors and Delegates

Cr Murray

- advised that, for the past 3 weeks, he has been meeting with community members in Avenel, and would continue making himself available to meet with community members on Fridays at the 'Daily Dose' in Avenel from 1.00 p.m. to 3.00 p.m. over the summer period.
- attended a meeting of the Euroa Tennis Club, as they prepare for the annual tennis tournament on the Labour Day weekend in March.
- met with the organizer of the Euroa Music Festival about preparations for the festival.
- advised of a group in Avenel interested in forming an energy hub, and had spoken with Damian Drum (Federal Member for Nicholls) and enlightened him on the proposal and he was most supportive.

Cr Hayes-Burke

Read the following statement:

Two years have passed and ARTC are still speaking about building the same bridge that they set out to build at the beginning. I have attended two ARTC Euroa Working Group meetings, listened to working group members and many members of the shire and the wider community such as those from Benalla, Glenrowan and Wangaratta.

I am convinced that Euroa deserves better from ARTC.

ARTC are saying publicly that people want a bridge but is this due to apathy and lack of engagement? The message I am hearing loud and clear is that people want to see at least one alternative to a bridge.

As your community representative I have heard from 100s of people dissatisfied with the level and method of engagement carried out to date by ARTC in their design of the rail crossing. We are about to have significant investment in Euroa by the federal government, 10s of millions of dollars. This is a huge opportunity for Euroa, we need to slow down and get it right!

7. Reports of Mayor and Councillors and Delegates (cont.)

Cr Hayes-Burke (cont.)

I know that the community can have a connection over the railway line that can unite the town, bring it together. ARTC are here to build a rail crossing and we are asking them to do that with deliberative engagement with the community.

However, I believe council needs to step up and develop a rail precinct plan that reflects the visions that our community has for its future.

I am calling for council to develop a rail precinct plan for Euroa.

We are about to go out to the community and discuss the budget which presents an opportunity to have a conversation about a Euroa rail precinct plan and furthermore allow for the development of a precinct plan in the upcoming budget.

We already have a Township strategy that needs to be adopted, it is halfway there, it encourages growth and prosperity, connectivity, green spaces, urban landscapes, heritage and tourism. Let's include a railway precinct plan that completes this missing part of strategic planning.

I encourage the community to be vocal, we have a once in a lifetime opportunity and this work on the rail precinct will be an enduring legacy that this council leaves Euroa.

Cr Binks

- attended drop-in session on Upton Road, along with Cr Murray and officers and Mayor Raeburn to meet with locals
- attended community drop-in session at Nagambie Lakes Regatta Centre – re: planning development at Kirwans Bridge
- assisting residents of Mount Wombat Ward with telecommunications outage issues
- looking forward to forthcoming 'Share Strathbogie' sessions and hearing what our communities would like to see in the Council Plan, Financial Plan and the Community Vision

8. Public Question Time

Public Question Time will be conducted as per Rule 31 of Strathbogie Shire Council's Governance Rules. A copy of the required form for completion and lodgment, and associated Procedural Guidelines, are attached for information.

As the questions are a permanent public record and to meet the requirements of the Privacy and Data Protection Act 2014, only the initials of the person asking the question will be used together with a Council reference number.

The Chair invited the Chief Executive Officer to address the two questions received and provide responses.

Council Ref: LB: 03/2021

What is Council's approach to developing a rail precinct plan to proactively address the localised infrastructure needs of the community both now and into the future? It seems more important than ever for Council to develop a plan that will highlight the community needs first rather than allowing an outside entity to enforce their plans on us?

8. Public Question Time (cont.)

Council Ref: LB: 03/2021 (cont.)

Response

The Euroa Township Strategy 2020 was adopted by Council last year. A key theme of this strategy is to “establish a well-connected and accessible township”. As part 8.

of this, the following strategies have been identified that require consideration around the rail precinct:

- *Strategy 14 - Improve the North-South connections across the existing rail corridor*
- *Strategy 15 - Improve and upgrade Euroa Station and surrounds*
- *Strategy 16 - Improve parking facilities in and around Euroa Town Centre*
- *Strategy 17 - Resolve pedestrian and vehicle conflict areas.*

Within these strategies, there are particular actions to be undertaken, with recognition of the roles of all parties. In particular, it is noted that ARTC is the lead agency in relation to the railway precinct, and that Strathbogie Shire Council, at Action 33 “Continue to lobby the Australian Rail Track Corporation (ARTC) to ensure the Inland Rail project considers and implements community values by taking into account the Urban Design principals illustrated on the Town Centre Concept Plan. This includes the functionality of the area around Railway, Binney and Anderson Streets, with consideration for connectivity, visual amenity, accessibility, safety & location.”

Work in this advocacy role will continue by on behalf of and with the community and the ARTC.

A copy of the Euroa Township Strategy can be found on Council's website.

Council Ref: KW: 04/2021

Many metropolitan and regional councils have declared a climate emergency. Strathbogie Shire is obviously no exception to the current and incontrovertible future impacts of climate change, so my question is; will Strathbogie Shire Council be declaring a climate emergency and what plans will/do they have in place to support mitigation and adaptation strategies for climate change impacts?

Response

Council in 2019 adopted Sustainable Strathbogie 2030 to guide its response to the changing climate and how we can assist our residents and our operations to adapt and mitigate to this challenge. We continue to deliver programs and actions from this and in the new financial year will engage with residents to find where their priority for actions lie to ensure anything we do is in line with community expectations.

The Declaration of a Climate Emergency is a matter for the Councillors to consider and debate as the leaders of our community.

9. Officer Reports
10. Notices of Motion
11. Notices of Rescission
12. Urgent Business
13. Confidential Business

NEXT MEETING

The next Ordinary Meeting of the Strathbogie Shire Council is scheduled to be held on Tuesday 16 March 2021, at the Euroa Community Conference Centre, commencing at 6.00 p.m.



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9. OFFICER REPORTS

9.1 Planning Application No. P2020-128 - Use and development of land for a dwelling ~ Huggards Lane, Moormbool West

Author: Town Planner

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

- The proposal is for use and development of a dwelling.
- The application was advertised, and no (0) objections were received.
- The application is being heard before Council due to the proposal being for a dwelling on a lot less than the as of right size (80 hectares) in the Farming Zone.
- The application has been assessed within the 60-day statutory timeframe.
- The proposal meets the objectives of the Planning Policy Framework, Local Planning Policy Framework and the Farming Zone.
- It is recommended that Council resolve to grant a permit in accordance with the Officer's recommendation.

Application Details:

Application is for:	Use and development of land for a dwelling
Applicant's/Owner's Name:	Kerry Philippou
Date Received:	28 September 2020 Application Received 01 October 2020 Fee Paid 4 December 2020 Further Information Received
Statutory Days:	55
Application Number:	P2020-128
Planner: Name, title & department	Trish Hall Town Planner Planning and Investment Department
Land/Address:	Crown Allotment 11A Section C Certificate of Title Volume 7509 Folio 024 Huggards Lane, Moormbool West VIC 3523
Zoning:	Farming Zone
Overlays:	Bushfire Management Overlay (Part)
Is a CHMP required?	No The subject site is not in a Culturally Sensitive Area
Is it within an Open Potable Catchment Area?	No The subject site is not in the Open Potable Water Catchment Area
Under what clause(s) is a permit required? (include description)	Clause 35.07-1 Section 2 Use (Use land for a dwelling on a small lot) Clause 35.07-4 Buildings and works in the Farming Zone in association with a Section 2 Use
Restrictive covenants on the title?	No
Current use and development:	Agriculture

- 9.1 Planning Application No. P2020-128
- Use and development of land for a dwelling ~ Huggards Lane, Moormbool West
(cont.)

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS

That Council

- ***having Caused notice of Planning Application No. P2020-128 to be given under Section 52 of the Planning and Environment Act 1987 and having considered all the matters required under Section 60 of the Planning and Environment Act 1987 decides to grant a permit under the provisions of Clause 35.07 Farming Zone of the Strathbogie Planning Scheme in respect of the land known as Crown Allotment 11A Section C Certificate of Title Volume 7509 Folio 024 Huggards Lane, Moormbool West VIC 3523, for the use and development of land for dwelling, in accordance with endorsed plans, subject to the following conditions:***

Endorsed Plans:

1. ***The development must be sited and constructed in accordance with the endorsed plans. These endorsed plans can only be altered or modified with the prior written approval of the Responsible Authority, or to comply with statutory requirements.***

Section 173 Agreement:

2. ***Prior to the commencement of works a Section 173 Agreement must be entered into at no cost to Council, which ensures the following:***
 - (a) ***Prevent subdivision of the land so as to excise the dwelling***
 - (b) ***Require that the use of the land for a dwelling must be undertaken in accordance with an agricultural use of the property in accordance with the Land Management Plan endorsed as part of this permit.***
 - (c) ***The Owner acknowledges and accepts that the possibility of nuisance from adjoining or nearby agricultural operations may occur. The possible off site impacts include but are not limited to dust, noise, odour, waste, vibration, soot, smoke or the presence of vermin, from animal husbandry, animal waste, spray drift, agricultural machinery use, pumps, trucks and associated hours of operation.***

The Section 173 Agreement must be prepared by Council's solicitors, to the satisfaction of the Responsible Authority and must be recorded on the folio of the Register to the subject land pursuant to Section 181 of the Planning and Environment Act 1987.

- 9.1 Planning Application No. P2020-128
- Use and development of land for a dwelling ~ Huggards Lane, Moormbool West
(cont.)

Engineering Conditions:

Rural Vehicle Crossing Location

3. *Prior to the commencement of works on site, any new, relocated, alteration or replacement of required vehicular entrances to the subject land from the road shall be constructed at a location and of a size and standard in accordance with the requirements of the relevant Authority and shall be at the applicant's expense. The final location of the crossing is to be approved by the Responsible Authority via a Vehicle Crossing Permit. Reference should be made to Clause 12.9.2 "Rural Vehicle Crossings" of the Infrastructure Design Manual. Refer to standard drawing SD255 for small vehicles or SD265 for large vehicles.*
4. *The vehicular crossing shall have satisfactory clearance to any power or Telecommunications pole, manhole cover or marker, or street tree and have a minimum of 50mm of gravel from the shoulder to the property boundary.*

Internal Access Roads

5. *Prior to the commencement of the use all internal access roads must be constructed, formed and drained to avoid erosion and to minimise disturbance to natural topography of the land to the satisfaction of the Responsible Authority. Internal access, including the turn-around areas for emergency vehicles, must be all weather construction with a minimum trafficable width of 4m.*

Rural Drainage - Works

6. *All stormwater and surface water discharging from the site, buildings and works must be conveyed to the legal point of discharge drains to the satisfaction of the Responsible Authority/Goulburn Murray Water or dissipated within the site boundaries. No effluent or polluted water of any type may be allowed to enter the stormwater drainage system.*
7. *Appropriate steps must be taken to retain all silt and sediment on site during the construction phase to the satisfaction of the Responsible Authority and must be carried out in accordance with Construction Techniques for Sedimentation Pollution Control (EPA publication No. 275, May 1991)*
8. *Prior to the commencement of any works, the design parameters for any defined watercourse crossing(s), both structural and hydraulic design, shall be approved by the Responsible Authority (GBCMA – Works on Waterways Permit).*

- 9.1 Planning Application No. P2020-128
- Use and development of land for a dwelling ~ Huggards Lane, Moormbool West
(cont.)

Council's Assets

9. *Prior to commencement of development, the owner or developer must submit to the Responsible Authority a written report and photos of any prior damage to public infrastructure. Listed in the report must be the condition of kerb & channel, footpath, seal, streetlights, signs and other public infrastructure fronting the property and abutting at least two properties either side of the development. Unless identified with the written report, any damage to infrastructure post construction will be attributed to the development. The owner or developer of the subject land must pay for any damage caused to the Councils assets/Public infrastructure caused as a result of the development or use permitted by this permit.*

Environmental Health Conditions:

10. *Prior to installation works commencing on the septic tank system, a Permit to Install must be obtained from Council.*
11. *All sewage and sullage waters shall be treated in accordance with the requirements of the Environment Protection Act 1970 and the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891. 4 (2016) and the Responsible Authority. All wastewater shall be disposed of within the curtilage of the land and sufficient area shall be kept available for the purpose of wastewater disposal to the satisfaction of the Responsible Authority. No wastewater shall drain directly or indirectly onto an adjoining property, street or any watercourse or drain to the satisfaction of the Responsible Authority.*
12. *All wastewater and liquid are to be contained and treated on site by an approved septic tank system or equivalent. The system must be at least 300 metres from potable water supply. The system must be at least 60 metres from any watercourse and/or dam (non-potable water supply) for primary sewage and 30 metres for secondary sewage, on the subject or neighbouring properties, and must meet the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891. 4 (2016).*
13. *No buildings or works shall occur over any part of the approved waste disposal system including the septic tank in accordance with the requirements of the Environment Protection Act 1970 and the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891.4 (2016).*

General Conditions:

14. *The external cladding of the proposed buildings, including the roof, must be constructed of materials in good order and condition, and be of muted colours to enhance the aesthetic amenity of the area. Material having a highly reflective surface must not be used.*

9.1 Planning Application No. P2020-128
- Use and development of land for a dwelling ~ Huggards Lane, Moormbool West
(cont.)

15. The amenity of the area must not be detrimentally affected by the use, through the:

- (a) Appearance of any building, works or materials.**
- (b) Transport of materials, goods or commodities to or from the land;**
- (c) Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater, waste products, grit or oil;**
- (d) Presence of vermin, and;**
- (e) Others as appropriate.**

Bushfire Protection Measures:

Water Supply

16. A minimum of 10,000 litres of effective water supply for firefighting purposes must be provided which meets the following requirements:

- Be stored in an above ground water tank constructed of concrete or metal.**
- Have all fixed above ground water pipes and fittings required for firefighting purposes made of corrosive resistant metal.**
- Include a separate outlet for occupant use.**
- Be readily identifiable from the building or appropriate identification signage to the satisfaction of the relevant fire authority.**
- Be located within 60 metres of the outer edge of the approved building.**
- The outlet/s of the water tank must be within 4 metres of the accessway and unobstructed.**
- Incorporate a separate ball or gate valve (British Standard Pipe (BSP 65 millimetre) and coupling (64-millimetre CFA 3 thread per inch male fitting).**
- Any pipework and fittings must be a minimum of 65 millimetres (excluding the CFA coupling)**

Access

17. Access for fire-fighting purposes must be provided which meets the following requirements:

- All weather construction.**
- A load limit of at least 15 tonnes.**
- Provide a minimum trafficable width of 3.5 metres**
- Be clear of encroachments for at least 0.5 metre on each side and at least 4 metres vertically.**
- Curves must have a minimum inner radius of 10m.**
- The average grade must be no more than 1 in 7 (14.4 per cent) (8.1 degrees) with a maximum of no more than 1 in 5 (20 per cent) (11.3 degrees) for no more than 50m.**
- Dips must have no more than a 1 in 8 (12.5 per cent) (7.1 degrees) entry and exit angle.**

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- 9.1 Planning Application No. P2020-128
- Use and development of land for a dwelling ~ Huggards Lane, Moormbool West
(cont.)

Permit Expiry:

18. This permit will expire if one of the following circumstances applies:

- (a) The development is not started within two (2) years of the date of this Permit,**
- (b) The development is not completed within four (4) years of the date of this Permit.**

The Responsible Authority may extend the periods referred to if a request is made in writing:

- before the permit expires; or**
- within six months afterwards if the use or development has not yet started; or**
- within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.**

Planning Notes:

- This Permit does not authorise the commencement of any building construction works. Before any such development may commence, the Applicant must apply for and obtain appropriate Building approval.**
- This Permit does not authorise the removal of any native vegetation including for access. Before any such works may commence, the Applicant must apply for and obtain appropriate Planning approval.**
- This Permit does not authorise the creation of a new access way/crossover. Before any such development may commence, the Applicant must apply for and obtain appropriate approval from Council.**
- The property has several watercourse – streams running through the property. Therefore, the property has been identified as a Low Risk Area (Minor Catchment Area).**

47-20/21

CARRIED

9.2 Planning Application No. P2019-103
- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh

Author: Principal Planner

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

- The application proposes the use and development of land at 134 Byers Road, Tamleugh for camping and events.
(Defined as Caravan and Camping Park within the Land Use definitions of the Planning Scheme).
- As defined within the planning scheme, the proposal is for a caravan and camping park (up to 6 people), including the construction of a single glamping tent; Use and development of land for place of assembly; development of land for a carport and a roofed entertainment area.
- The original application was received by Council in September 2019. The application was amended as a result of objections received from the first notification of the application. As the amended proposal did not satisfy the objections and Council Officers had considered relevant matters and expressed it was unlikely they could support the application in its original form, the applicant reviewed their application and proposed a further amendment in December 2020.
- The amendments to the application included the removal of all camping in the paddocks and a reduction in the number of people from up to 80 in the original permit to a maximum of 6.
- The application was advertised and 2 objections were received. The objections raise a number of issues including use of the land, amenity concerns and security.
- The amended application has been assessed within the 60-day statutory timeframe.
- The application is being heard before Council due to the 2 unresolved objections.
- The amended proposal meets the objectives of the Planning Policy Framework, Local Planning Policy Framework as well as the relevant particular provisions and the Farming Zone.
- It is recommended that Council resolve to issue a notice of decision to grant a permit in accordance with the Officer's recommendation.

Application is for:	Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area
Applicant's/Owner's Name:	WATERS, Simon



9.2 Planning Application No. P2019-103

- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

Date Received:	16 September 2019 Amended on 10 July 2020 Amended on 3 December 2020
Statutory Days:	43
Application Number:	P2019-103
Planner: Name, title & department	Melissa Crane Principal Planner Planning and Investment Department
Land/Address:	Crown Allotment 40C, Parish of Tamleugh, Certificate of title Volume 09691 Folio 179 134 Byers Road, Tamleugh VIC 3669
Zoning:	Farming Zone
Overlays:	Land Subject to Inundation Overlay, Floodway Overlay
Is a CHMP required?	No. While the site is in an area of sensitivity, the application has provided a response from AB Heritage Consulting to demonstrate that no high impact activities within the area of sensitivity.
Is it within an Open Potable Catchment Area?	No, not in an open potable catchment area.
Under what clause(s) is a permit required? (include description)	Clause 35.07, Farming Zone – Use of land for Place of Assembly; Use of land for Caravan and Camping Park (4 camp sites) Clause 35.07, Farming Zone – Buildings and works associated with a section 2 use.
Restrictive covenants on the title?	None registered
Current use and development:	Residential/accommodation

MOVED: COUNCILLOR BINKS

SECONDED: COUNCILLOR MURRAY

That Council

- **having Caused notice of Planning Application No. P2019-103 to be given under Section 52 of the Planning and Environment Act 1987 and having considered all the matters required under Section 60 of the Planning and Environment Act 1987 decides to issue a notice of decision to grant a permit under the provisions of Clause 35.07 Farming Zone of the Strathbogie Planning Scheme in respect of the land known as Crown Allotment 40C, Parish of Tamleugh, Certificate of title Volume 09691 Folio 179, 134 Byers Road, Tamleugh VIC 3669, for the;**

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9.2 Planning Application No. P2019-103

- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent;

Use and development of land for place of assembly;

Development of land for a carport; and

Development of land for a Roofed Entertainment Area, in accordance with endorsed plans, subject to the following conditions:

Endorsed plan

1. *The use and development hereby permitted must be sited in accordance with the endorsed plans. These endorsed plans can only be altered or modified with the prior written approval of the Responsible Authority, or to comply with statutory requirements.*

Patrons

2. *The following number of patrons are permitted on the site at any one time to the satisfaction of the Responsible Authority:*
 - a. *Place of Assembly – no more than 10 patrons*
 - b. *Camping – no more than 6 patrons*

Place of Assembly and Camping

3. *The use of the land for either the place of assembly or camping must not take place on days designated as code red day or higher level of declared fire danger. The parking of all vehicles must be confined to designated parking areas within the site as set out on the endorsed plan and no vehicles associated with the camping or place of assembly may be parked on any public land, including the road reserve, to the satisfaction of the Responsible Authority.*
4. *A register of all camping and place of assembly sessions, including dates, times and numbers of patrons, must be kept by the permit holder. This record must be made available to the responsible authority upon request.*

Place of Assembly

5. *This permit allows 150 sessions each calendar year, with a maximum of one session per day (for a duration of no more than 2 hours), unless with prior written consent of the responsible authority.*
6. *All temporary structures erected on the site including all promotional or directional signage and all waste must be removed at the completion of any session to the satisfaction of the Responsible Authority.*

B

9.2 Planning Application No. P2019-103

- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

- 7. All staff are to ensure that no persons related to the sessions on site including all staff or patrons are to enter into adjoining properties without the owner's prior consent.**

Camping

- 8. Camping may only occur a maximum of 150 nights per annum.**

Engineering

- 9. Prior to the commencement of the use and to the satisfaction of the Responsible Authority, the developer is to ensure that: -**

- a. The facilities approved by this permit shall be constructed and maintained to accord with all relevant legislation (Federal or State), Australian Standards, or any other design requirements relating to access or other issues affecting people with disabilities to the satisfaction to the Responsible Authority.**
- b. a minimum of one car space must be provided for the exclusive use of persons with disabilities. The car space must be provided as close as practicable to a suitable entrance of the building and must be clearly marked with a sign to indicate that the space must only be utilised by persons with disabilities.**
- c. the site has a waste collection point and access to toilet facilities.**
- d. the entrance gate and any internal gates have an adequate width to allow two vehicles to pass one another simultaneously.**

- 10. Prior to the commencement of works on site, any new, relocated, alteration or replacement of required vehicular entrances to the subject land from the road shall be constructed at a location and of a size and standard in accordance with the requirements of the relevant Authority and shall be at the applicant's expense. The final location of the crossing is to be approved by the Responsible Authority via a Vehicle Crossing Permit. Reference should be made to Clause 12.9.2 "Rural Vehicle Crossings" of the Infrastructure Design Manual. Refer to standard drawing SD255 for small vehicles or SD265 for large vehicles.**

The vehicular crossing shall have satisfactory clearance to any power or Telecommunications pole, manhole cover or marker, or street tree and have a minimum of 50mm of gravel from the shoulder to the property boundary.

9.2 Planning Application No. P2019-103

- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

11. *An area must be set aside for the parking of vehicles, together with the aisle and internal access road must be paved with crushed rock or gravel of adequate thickness, as necessary, to prevent the formation of potholes and depressions according to the nature of the subgrade and the vehicles which will use the areas. The area must be adequately drained and maintained in a usable condition and the boundaries of all vehicle spaces and access lanes, in conformity with the endorsed plans, must be clearly indicated on the ground.*
12. *The area set aside for car parking must be used for the parking of vehicles and for no other purpose and provide adequate number of spaces for peak number of visitors plus full-time and part-time/casual employees.*
13. *Parking areas should be designed to allow for vehicles to travel in a forward's direction. The need for reversing should be limited.*
14. *Parking aisle widths should be wide enough so that a motorist has enough time to avoid a collision should a pedestrian move out from behind a vehicle.*

Amenity

15. *The emission of noise from the property including the surrounding environment and carpark areas either during or immediately after the hours permitted, must not cause annoyance to persons beyond the site.*
16. *All refuse and rubbish associated with the use allowed must be removed from the area at least once weekly, and more often if required by the Responsible Authority*
17. *The subject land must be kept neat and tidy at all times and its appearance must not, in the opinion of the Responsible Authority, adversely affect the amenity of the locality.*
18. *The amenity of the area must not be detrimentally affected by the use, through the:*
 - (a) *Appearance of any building, works or materials;*
 - (b) *Transport of materials, goods or commodities to or from the land;*
 - (c) *Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater, waste products, grit or oil;*
 - (d) *Presence of vermin, and*
 - (e) *Others as appropriate.*

9.2 Planning Application No. P2019-103

- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

General

19. *The external cladding of the proposed buildings, including the roof, must be constructed of materials in good order and condition, and be of muted colours to enhance the aesthetic amenity of the area. Material having a highly reflective surface must not be used.*
20. *The owner/operator must ensure that litter is not deposited beyond the boundaries of the premises to the satisfaction of the Responsible Authority.*
21. *Outdoor lighting must be designed, baffled and located to the satisfaction of the Responsible Authority such that no direct light is emitted outside the boundaries of the subject land.*
22. *Upon the first event being held, all consecutive events may only proceed upon satisfactory compliance with the conditions of the permit for the previous event to the satisfaction of the Responsible Authority.*

Country Fire Authority

23. *The camping and place of assembly must be managed in accordance with the Emergency Management Plan, as endorsed by the responsible authority.*

Goulburn Murray Water

24. *No buildings, works or camping areas are to be located on any drainage lines.*
25. *Any wastewater generated on the site from camping facilities must be either transported off-site or treated and disposed of using an EPA approved system, installed, operated and maintained in compliance with the relevant EPA Code of Practice and Certificate of Conformity.*
26. *All on-site wastewater disposal area must be located at setback distances of at least:*
 - a. *60 metres from the nearest waterway*
 - b. *above the 1 in 100-year (or maximum known) flood level of Honeysuckle Creek*
 - c. *at least 60 metres from any dams*
 - d. *at least 20 metres from any bores.*
 - e. *at least 40 metres from any drainage lines*

9.2 Planning Application No. P2019-103

- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

- 27. No wastewater from camping facilities or any other source is to be discharged on site without first being treated through an EPA approved septic tank system**
- 28. Any wastewater disposal area associated with an EPA approved septic tank system must be kept free of stock, buildings, driveways and service trenching and must be planted with appropriate vegetation to maximise its performance. Stormwater must be diverted away. A reserve wastewater disposal field of equivalent size to the primary disposal field must be provided for use in the event that the primary field requires resting or has failed.**
- 29. Any wastewater management systems must be appropriately designed to manage the potential volume of wastewater generated under maximum usage including an appropriately sized disposal area based on a full water balance specific to the proposal and subject land.**
- 30. All construction and ongoing activities must be in accordance with sediment control principles outlined in 'Construction Techniques for Sediment Pollution Control' (EPA, 1991).**

Expiry

- 31. This permit will expire if one of the following circumstances applies:**
 - (a) The use and development is not started within two (2) years of the date of this Permit,**
 - (b) The use and development ceases for more than two (2) years.**

The Responsible Authority may extend the periods referred to if a request is made in writing:

- before the permit expires; or**
- within six months afterwards if the use or development has not yet started; or**
- within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.**

Planning Notes:

- This Permit does not authorise the creation of a new access way/crossover. Before any such development may commence, the Applicant must apply for and obtain appropriate approval from Council.**

- 9.2 Planning Application No. P2019-103
- Use and development of the land for caravan and camping park (up to 6 people in one camping site only), including the construction of a glamping tent; Use and development of land for place of assembly; Development of land for a carport; Development of land for a Roofed Entertainment Area ~ 134 Byers Road, Tamleugh (cont.)

Environmental Health

- ***All caravan parks and camping accommodation must be registered with Council under the Residential Tenancies Act 2010 and complies with the Residential Tenancies (Caravan Park & Movable Dwellings Registration & Standards) Regulations 2010.***

48-20/21 **CARRIED**



9.3 Planning Applications Received and Planning Applications Determined
- 1 to 31 January 2021

Responsible Officer: Manager Planning and Investment

Listings of Planning Applications Received and Planning Applications Determined for the period 1 to 31 January 2021 – provided for information.

MOVED: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR BINKS

That the report be noted.

49-20/21 CARRIED



9.4 Contracts Awarded Under Delegation (as approved in Council's 2020/21 Capital Works Budget)

Author: Manager Projects

Responsible Director: Director Community & Planning

EXECUTIVE SUMMARY

The purpose of this report is to inform Council and the community of the status of request for tenders that have been awarded under delegation and those that have been publicly advertised but are yet to be awarded as at 15 January 2021. This report specifically relates to works that form part of Council's 2020/21 capital works budget.

***MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR HAYES-BURKE***

That Council note:

- 1. Contracts awarded under delegated authority by the Chief Executive Officer;***
- 2. Contracts awarded under delegated authority by a Director; and***
- 3. Contracts awarded under delegated authority by a Manager.***

50-20/21 CARRIED

9.5 Endorsement of the Strathbogie Shire Council VAGO Sexual Harassment in Local Government Action Plan

Responsible Director: Executive Manager People & Culture

EXECUTIVE SUMMARY

The Victoria Auditor-General's Office (VAGO) tabled a Sexual Harassment in Local Government audit report on 9 December 2020 after auditing five councils and surveying seventy-five councils across Victoria. Strathbogie Shire Council was not audited but did invite employees and councillors to participate in the survey. 35% or 47 of our employees and councillors responded to the survey. The audit report provided eleven recommendations to Victorian local councils and one to the Department of Jobs, Precincts and Regions in relation to identifying and acting on risk factors, regularly collecting data on the prevalence of sexual harassment and the development of regular data collection methodology.

The Strathbogie Shire Council has developed an action plan in relation to the eleven recommendations from the VAGO audit report to identify and act on risk factors on the prevalence of sexual harassment through regularly collecting data from the organisation.

***MOVED: COUNCILLOR BINKS
SECONDED: COUNCILLOR HAYES-BURKE***

That Council endorse the Strathbogie Shire Council VAGO Sexual Harassment in Local Government Action Plan.

51-20/21 CARRIED

9.6 Adoption of Strathbogie Shire Councillor Code of Conduct 2021

Author: Executive Manager Governance & Customer Service

Responsible Director: Chief Executive Officer

EXECUTIVE SUMMARY

A Councillor Code of Conduct must be adopted by Council on or before 24 February 2021 under section 139 of the *Local Government Act 2020* (the Act).

Accordingly, a new Strathbogie Shire Councillor Code of Conduct has been developed in consultation with the new Council and, once adopted, will replace the existing Code developed by the former Council in 2017.

The Code is a fundamental pillar of Council's good governance framework and must be read in conjunction with other key governance policies such as the Council Expenses Policy, Governance Rules, Gender Equity Policy and Gifts, Benefits and Hospitality Policy as well as the Act and its regulations.

The draft Code of Conduct complies with the Act in that it:

- includes the standards of conduct to be observed by Councillors, including prohibiting discrimination, harassment (including sexual harassment) and vilification
- complies with the requirements of the *Local Government (Governance and Integrity) Regulations 2020* in relation to the content of a Code of Conduct
- outlines procedures for informal resolution processes to deal with disputes that may arise between Councillors from time to time
- outlines detailed procedures for a formal internal arbitration process where allegations of misconduct under the Act have been made
- enables Council staff and the community to raise a concern about Councillor behaviour or actions that may be inconsistent with the Code of Conduct.

Our draft Code exceeds the minimum requirements of the Act as it identifies the values Councillors have developed to guide them in undertaking their roles and responsibilities under the Act. The four core values identified by Council are:

- Integrity
- Respect
- Impartiality and objectivity
- Courage and bravery
- Listening to all viewpoints.

Further, several behaviours are identified under the Standards of Conduct to outline how these values are to be realised on a day to day basis by Councillors.

The Code also includes a detailed Councillor Commitment, which will be signed by every Councillor once the Code has been adopted by Council. This Commitment reinforces how each Councillor will meet all their obligations in discharging their role with equity and integrity on behalf of the municipal community.

9.6 Adoption of Strathbogie Shire Councillor Code of Conduct 2021 (cont.)

The underlying principle of the Code is for Councillors to deal with any tensions or conflicts in a timely manner and, wherever possible, through informal means to ensure that disputes do not affect the efficient and effective operation of the Council. To this end two informal dispute resolution processes are proposed if Councillor to Councillor discussions have failed to resolve the matter:

- Resolution discussion
- Independently facilitated mediation.

These informal procedures are implemented by the Mayor, with the support of the Councillor Conduct Officer appointed by the Chief Executive Officer.

Should these informal methods fail to resolve a matter or a complaint be of a nature that it alleges potential misconduct as defined by the Act, a formal internal arbitration process can be instigated with an arbiter appointed by the Principal Councillor Conduct Registrar, who is appointed by the State government to oversee this process and Councillor Conduct Panels.

The draft Code states that a review will be undertaken by Council on an annual basis to ensure it is relevant to the changing environment in which Councillors operate.

This report recommends adoption of the draft Councillor Code of Conduct 2021, with the adopted Code being signed in the presence of the Chief Executive Officer by all Councillors, posted on Council's website and its adoption communicated to the public through the website and social media.

**MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS**

That Council:

- 1. Having considered and met the requirements of section 139 of the Local Government Act and Regulations 11 and 12 of the Local Government (Governance and Integrity) Regulations 2020, adopt the Strathbogie Shire Councillor Code of Conduct 2021 in accordance with section 139 of the Local Government Act 2020;***
- 2. Ensures each Councillor signs the adopted Councillor Code of Conduct 2021 in the presence of the Chief Executive Officer;***
- 3. Informs the community about the adoption of the Councillor Code of Conduct 2021 through local newspapers, Council's website and social media posts; and***
- 4. Provides community access to the Councillor Code of Conduct 2021 on Council's website.***

52-20/21

CARRIED

9.7 **Round 2: RE3 COVID Response Community Grant Program – Application Assessments**

Authors: Community Development Officer, Manager Tourism and Community Services

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

Strathbogie Shire Council recognises that the COVID-19 pandemic and related government restrictions has had a specific and potential long-term impact on our community. This year our Community Grants focus was solely on assisting community groups with their response to COVID-19. These grants form part of our RE3 campaign which encourages us all to reset, reboot and revitalise.

The intent of the RE3 Community Grants is to support creative initiatives that increase social connection, reduce isolation and improve physical and mental health during these difficult times, as well as assisting organisations to address the impacts of COVID-19 and put in place COVIDsafe operating practices. At its 15 December 2020 meeting, Council awarded funding of \$58,012 from a funding pool of \$85,000 to 18 applicants from the RE3 COVID Response Community Grants program for 2020-21 is \$85,000. Furthermore, Council endorsed that the opening of a Round 2 of the 2020-2021 RE3 Community Grant Program to expend the remaining amount of \$26,988 remaining from the budgeted funding allocation.

In January 2021, the guidelines for Round 2 of the COVID Community Grants were updated to allow for applications related to small infrastructure and fixed assets projects as per the Council resolution at the December 2020 Ordinary Council Meeting. The round was readvertised and opened up to the community and a total of 15 applications were received for the remaining funding amount available of \$25,062.

**MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR DICKINSON**

That Council:

- 1. Award funding to seven (7) applicants as specified in the "Recommended Amount to Fund" column in the Round 2: 2020-21 RE3 Community Grant Program – Summary of Applications attached to this report for the total sum of \$25,062;***
- 2. Note that four (4) applications are not recommended for funding due to Round 2 being oversubscribed and these four (4) applicants received funding in Round 1; and***
- 3. Note that a further two (2) applicants are not recommended for funding due to three clubs submitting three separate applications for the one project thereby exceeding the \$5,000 maximum per project threshold.***

53-20/21 **CARRIED**

9.8 Longwood Beer, Wine and Cider Festival 2021 – Application for Sponsorship

Author: Manager Tourism and Community Services

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

The Longwood Football Netball Club Inc have submitted a request for \$3,000 for sponsorship of the Longwood Beer, Wine and Cider Festival 2021 which will take place on Saturday 27 February, 2021.

This is the fifth year that this event has been held and the committee is requesting \$3,000 of Council funding from the Sponsorship Budget, to contribute towards hire equipment, hire of buses and the implementation of COVIDsafe measures. Council has funded the previous sponsorship for this event in the following years:

- 2018 – \$3,000
- 2020 – \$1,000

Attached to this report is the REMPLAN report of economic development for the 2021 event, for Council consideration.

The Sponsorship requests granted this financial year total \$9,000 out of a budget of \$30,000 leaving a balance to date of \$21,000 in the Sponsorship budget.

***MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS***

That Council approve the request for \$3,000 in sponsorship of the 2021 Longwood Beer, Wine and Cider Festival to be held 27 February 2021 that will provide a positive community, tourism and economic benefit to both the township of Longwood and Strathbogie Shire as a whole.

54-20/21 ***CARRIED***

9.9 Longwood Football Netball Club – Application for Sponsorship

The Mayor, Cr Chris Raeburn, joined the meeting at 7.12pm.

Authors: Director Community and Planning, Manager Tourism and Community Services

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

The Longwood Football Netball Club Inc have submitted a request for \$2,000 for sponsorship of enhancement of the oval at the Longwood Recreation Reserve.

The Longwood Football Netball Club has been selected by a prestigious VFL Football Club to hold their 2021 preseason official intraclub practice match incorporating their camp/sleepover.

The preseason official intraclub practice match is proposed for Saturday 13 March 2021, with the game beginning at approx. 1pm, however this date and event are still to be confirmed by the VFL Football Club in question.

Upon a site inspection by the VFL Football Club representatives' concerns were raised regarding the condition of the playing surface at the oval. Representatives have requested improvements be made to the oval before the event can be confirmed.

In support of the Longwood Football Netball Club to improve the playing surface, a request has been submitted to Council for funding assistance for the supply and equipment costs associated with horticulture improvements to the oval.

Attached to this report is the REMPLAN report of economic development for the 2021 event, for Council consideration.

The Sponsorship requests granted this financial year total \$9,000 out of a budget of \$30,000 leaving a balance to date of \$21,000 in the Sponsorship budget.

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR DICKINSON

That Council approve the request for up to \$2,000 in sponsorship to the Longwood Football Netball Club Inc. as a result of the positive community, tourism and economic benefit that it will provide to both the township of Longwood and Strathbogie Shire as a whole, conditional on confirmation of the event going ahead on Saturday 13 March, 2021.

55-20/21 **CARRIED**

a

9.10 Visit Victoria Tourism Review – Update

Authors: Manager Tourism and Community Services; Economic Development & Projects Coordinator

Responsible Director: Director Community and Planning

EXECUTIVE SUMMARY

Visit Victoria, the state government body responsible for promoting tourism within the state of Victoria commenced a review of the positioning of Local Government areas within its identified region tourism boards in mid-2019. In 2020, officers were advised that Strathbogie Shire, Mitchel Shire and Greater Shepparton City Council were foreshadowed to be aligned with the Murray Regional Tourism Board, however timelines for this proposed transition and timelines for this proposed transition is yet to be confirmed by the Hon. Martin Pakula Minister for Tourism, Sport and Major Events.

At its 15 September 2020 meeting, Council resolved amongst other matters, to urgently write to the Minister for Tourism, Sport and Major Events requesting written advice as to his intention of the proposed restructure of the Victorian Regional Tourism Boards (RTB) and the proposed alignment of Strathbogie Shire within an RTB. In accordance with Councils resolution, a letter was written to the Minister on 21 September 2020 and confirmation of receipt of this letter by his office was received by Council officers on 23 September 2020.

To date, Council has not received a response to their correspondence. It is considered imperative that the Minister clarify his intent in writing at the earliest opportunity to remove uncertainty and allow the Strathbogie Shire the same opportunities as afforded our counterparts that have alignment with other Regional Tourism Boards (RTB) in terms of positioning, marketing and funding opportunities that are currently not available due to our lack of alignment with an RTB.

MOVED: COUNCILLOR BINKS

SECONDED: COUNCILLOR HAYES-BURKE

That Council:

- 1. Note that the Hon. Martin Pakula, Minister for Tourism, Sport and Major Events has not responded to a letter from Council dated 21 September 2020 requesting urgent advice regarding his intentions surrounding the future alignment of Strathbogie Shire within a recognised and funded Regional Tourism Board and the proposed working arrangements for localised marketing of local tourism campaigns;***
- 2. Note that Strathbogie Shire remains at a significant disadvantage to other Councils that are formally aligned to a formal Regional Tourist Board and are unable to access the State Government Visitor Economy Recovery Plan funding, marketing and information support;***

9.10 Visit Victoria Tourism Review – Update (cont.)

RECOMMENDATION (cont)

3. ***Write a further letter to the Hon. Martin Pakula, Minister for Tourism, Sport and Major Events advising him that Council has yet to receive a response and we seek his urgent attention and support to this matter and alignment with the Murray River Regional Tourism Board and the development of a Goulburn Region Subgroup as has been outlined as intended in discussions during the Regional Tourism Board Review; and***
4. ***Write to the Hon. Mary Anne Thomas, Minister for Regional Development, the Hon Shaun Leane, Minister for Local Government and the Hon. Tim Pallas, Minister for Economic Development to appraise them this issue and impacts on a small regional Shire and seek their support to advocate to the Minister for Tourism, Sport and Major Events to make a decision or to provide interim funding for tourism related activities until a formal decision has been made.***
5. ***Write to Ms Steph Ryan MP, Member for Victoria, the Hon. Jaclyn Symes MP, Member for Northern Victoria, Ms Tania Maxwell MLC, Member for Northern Victoria, Mr Mark Gepp MLC, Member for Northern Victoria, the Hon. Wendy Lovell MLC, Member for Northern Victoria, and Mr Tim Quilty MLC, Member for Northern Victoria to appraise them this issue and impacts on a small regional Shire and seek their support to advocate to the Minister for Tourism, Sport and Major Events to make a decision or to provide interim funding for tourism related activities until a formal decision has been made.***

56-20/21 **CARRIED**

a

9.11 Financial Report to 31 December 2020

Responsible Director: Corporate Operations

EXECUTIVE SUMMARY

The December Financial Report compares YTD (Year to Date) Budget to Actual December 2020.

The report contains the Operational Performance, Income Statement, Balance Sheet, Cash Flow Statement, and capital performance and other financial data in graphical format.

In relation to the current year the operating surplus for the six months period ending 31 December 2020 was \$14,349,721.

As at 31 December 2020, total capital works was \$2,622,581 not including committed works.

***MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR BINKS***

That the Financial Report for the six months ended 31 December 2020 be noted.

57-20/21 CARRIED

9.12 Community Engagement Policy

Responsible Officer: Executive Manager Communications and Engagement

EXECUTIVE SUMMARY

Community engagement provides opportunities for the community to be involved in planning and decision-making because understanding the needs, aspirations, concerns and ideas of the community improves Council's planning and delivery of services. Good community engagement supports the building of respectful relationships it can also result in community strengthening and capacity building. Hearing from a range of perspectives leads to better decisions and encourages ownership and belonging from all sections of our community. Importantly, it ensures transparency, integrity and trust in Council processes.

The Local Government Act 2020 has reformed community engagement on plans, policies and decision-making. The new legislation requires all Councils to develop and maintain a Community Engagement Policy. The policy must, among other things, replace the public submission process prescribed by Section 223 of the previous Act (1989). This is a major change for matters such as the Council Plan and Budget. Council is required to adopt and implement a Community Engagement Policy by 1 March 2021.

The Communications and Engagement Policy was developed in June 2019. This Community Engagement Policy is an update that provides guidance on the forthcoming community engagement on the Community Vision, Council Plan and Financial Plan, also prescribed by the Act.

The update also further strengthens Strathbogie's current community engagement practice.

When reading the Community Engagement Policy, it is important to remember this document sets the guidelines. The rules about how we engage and who is responsible.

The Community Engagement Strategy 2019-22 sets out how we determine the tools and methods we use to engage, our engagement goals along with determining the level of impact. The Community Engagement Strategy 2019-22 is under review and we are seeking feedback from the community on its engagement preferences.

Furthermore, the updated policy includes the recommendations of the Victorian Auditor General on public participation and applies the principles and other requirements as prescribed by section 55 of the Act.

Strathbogie recognises that every project is different, but we use our engagement principles and best practice planning and engagement methods to guide our efforts. When members of the Strathbogie community are engaged, they can see how their contributions make a difference to the outcomes in their local neighbourhoods and wider municipality.

9.12 Community Engagement Policy (cont.)

The policy ensures that:

- Communication and engagement plans are developed to support proposed, new or existing projects, programs or initiatives within Council;
- All communication and engagement activities undertaken within Council are appropriately researched and planned by the Communications and Engagement Team to effectively target the right audience and achieve the desired outcome for Council and the community;
- Community engagement is a core process that underpins the Community Vision, Council Plan, Financial Plan and Asset Plan;
- Community needs and aspirations are considered in developing and implementing Council's strategic directions and priorities, and;
- Messages are consistent with the short term and long-term goals of Council across all communications.

***Moved: COUNCILLOR HAYES-BURKE
SECONDED: COUNCILLOR BINKS***

That Council adopts the updates to the Strathbogie Shire Community Engagement Policy 2021 and notes the requirement for this policy to be annually reviewed.

58-20/21 CARRIED

b

**9.13 2017-2021 Shire of Strathbogie Council Plan (2020 Review)
- Second Quarter Report ~ 1 October to 31 December 2020**

Responsible Director: Chief Executive Officer

EXECUTIVE SUMMARY

Quarterly reports are presented to Council to provide an update on the status of the Key Strategies of the 2017-2021 Council Plan, following its annual review in 2020. The Key Strategies of the Plan have been reviewed and progress updated, and details provided for the second quarter period; October to December 2020.

The 2020 Review of the 2017-2021 Shire of Strathbogie Council Plan has, in summary:

➤ Five (5) Goals, Twenty-one (21) Strategies and Eighty (80) Actions, comprising-

- *Goal 1 - To enhance community health and wellbeing*
 - *4 Strategies → 23 Actions*
- *Goal 2 - To sustainably manage our natural and built environment*
 - *5 Strategies → 16 Actions*
- *Goal 3 - To provide quality infrastructure*
 - *2 Strategies → 13 Actions*
- *Goal 4 - To support and deliver economic development*
 - *5 Strategies → 13 Actions*
- *Goal 5 - To be a high performing Shire*
 - *5 Strategies → 15 Actions*

All Actions are due for completion by 30 June 2021. As at 31 December 2020, twelve (12) actions have been completed.

MOVED: COUNCILLOR BINKS
SECONDED: COUNCILLOR MURRAY

That Council note the report for the October to December 2020 quarter following the 2020 review of the 2017-2021 Council Plan.

59-20/21 CARRIED

9.14 Procurement Policy Review

Author: Procurement and Contracts Officer

Responsible Director: Director Corporate Operations

EXECUTIVE SUMMARY

Council, at its Ordinary Meeting 20 August 2019 adopted the Procurement Policy in its current form.

Sections 186A(1) and 186A(9) of the *Local Government Act 1989* (the Act) requires the Council to prepare, adopt and comply with a Procurement Policy.

Section 186A(9) of the Act also requires Council to review its Procurement Policy every 12 months.

A review of the policy has been undertaken by officers and a number of changes to the wording and structure of the policy have been made. There is no change to the overall intent of the policy, however some changes to spend amount purchase processes to ensure best practice procurement have been proposed.

An updated Procurement Policy was presented to Council at the Council Meeting 15 December 2020. Council resolved to defer considerations of the updated Procurement Policy to allow Officers to analyse options to increase local content provisions as part of Council's Covid19 RE3 commitment, and to prepare report with an amended Procurement Policy to strengthen local content provisions. The updated Procurement Policy also contains extra guidance relating to Environmental Sustainability.

***MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR HAYES-BURKE***

That Council endorse the Procurement Policy and notes the requirement for this policy to be annually reviewed.

60-20/21 ***CARRIED***



9.15 Establishment of a Chief Executive Officer Performance and Remuneration Interim Committee

Author: Executive Manager Governance and Customer Service

Responsible Executive Manager: Executive Manager Governance and Customer Service

EXECUTIVE SUMMARY

This report seeks the establishment of an interim Performance and Remuneration Committee (Interim Committee) to consider the annual review of the Chief Executive Officer's (CEO's) performance undertaken by the previous Council, consider any subsequent change to remuneration and to set Key Performance Indicators (KPIs) for the forthcoming year.

The previous Council undertook a review nine months into the CEO, Julie Salomon's, performance given that a new Council was to be elected at the end of October 2020 and would have been at a disadvantage in considering the CEO's performance only two months after being sworn in.

A Terms of Reference has been drafted to provide clear guidance to, and transparency around the role of, the Committee. It is proposed that the Committee has a relatively short life given that section 45 of the new *Local Government Act 2020* (the Act) has introduced new requirements for the establishment of a performance and remuneration committee that must meet very specific requirements, including the recruitment of an independent expert to assist the Panel in undertaking their role.

This Interim Committee will, therefore:

- review the outcome of the former Council's appraisal;
- consider whether the existing remuneration package should be adjusted; and
- review the Key Performance Indicators (KPIs) set by the previous Council to ensure that the new Council is able to shape the objectives of the Chief Executive Officer for the year ahead until the 2021-25 Council Plan is developed and adopted.

and make recommendations to be considered by the entire Council at a future meeting to make the appropriate resolutions.

It is recommended that the Committee be formed of three (3) Councillors, one of which is to be the Mayor. Nominations for the two other vacancies is required as part of the Council resolution relating to this matter.

Once the Committee has met, the outcomes of the CEO's review, impact on remuneration and setting of KPIs will be forwarded to a Council meeting for review by the whole Council, ensuring non private information (ie remuneration) is reported to the community to meet Council's public transparency responsibilities.

9.15 Establishment of a Chief Executive Officer Performance and Remuneration Interim Committee (cont.)

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR HAYES-BURKE

That:

- 1. Council establish a Chief Executive Officer Performance and Remuneration Interim Committee until such time that it formally adopts a policy that is compliant with section 45 of the Local Government Act 2020.**
- 2. The Mayor and two other Councillors form the Chief Executive Officer Performance and Remuneration Interim Committee.**
- 3. Councillors Hourigan and Binks be appointed to the Committee in addition to the Mayor.**
- 4. Council endorse the Chief Executive Officer Performance and Remuneration Interim Committee's Terms of Reference.**
- 5. The Committee meet as soon as practicable and make recommendations to the Council in a timely manner relating to:**
 - a. the performance review undertaken by the previous Council**
 - b. any changes in remuneration;**
 - c. setting key performance indicators for the next 6 months; and**
 - d. identifying personal development opportunities to be completed during the next 6 months.**

61-20/21 **CARRIED**

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9.16 **Business Management System**

The February 2021 Business Management System Report includes reports as follows:-

- Building Department – January 2021 Statistics
- Planning Department – Planning Application Approvals – Development Cost (Capital Improved Value) - January 2021
- Customer Enquiry Analysis Report – Report for January 2021
- Waste Management Reporting ~ Year to Date - January 2021
- Actioning of Council Reports Resolutions – Council Meetings 15 December 2020 and 19 January 2021
- Outstanding Actions of Council Resolutions to 31 January 2021
- Review of Council Policies and Adoption of new Policies – January/February 2021
- Records of Council Briefings / Meetings
- Record of Minutes of Meetings of Special Committees of Council received in the past month

By reporting on a monthly basis, Council can effectively manage any risks that may arise. The Business Management System will also incorporate Council's corporate goals and objectives.

MOVED: COUNCILLOR MURRAY
SECONDED: COUNCILLOR DICKINSON

That the report be noted.

62-20/21 ***CARRIED***

10. **NOTICES OF MOTION**
Nil
11. **NOTICES OF RESCISSION**
Nil
12. **URGENT BUSINESS**
Nil
13. **CONFIDENTIAL BUSINESS**
Nil

The Chair invited the Mayor, Councillor Raeburn, to address the meeting on his discussions with Federal Treasurer Fydenberg.

The Mayor conveyed his thanks to the Deputy Mayor for Chairing the meeting in his absence.

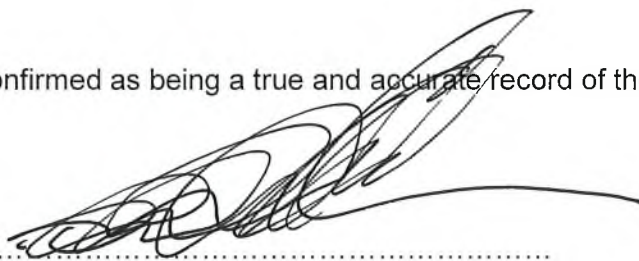
The Mayor advised he had had a very positive meeting with the Treasurer and was pleased the Treasurer took an interest in the matters and concerns raised, and is hoping there are some constructive outcomes for the region as a result of his discussions.

NEXT MEETING

The next Ordinary Meeting of the Strathbogie Shire Council is scheduled to be held on Tuesday 16 March 2021, at the Euroa Community Conference Centre, commencing at 6.00 p.m.

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.57 P.M.

Confirmed as being a true and accurate record of the Meeting


.....
Chair

16/3/21.
.....
Date

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