



Pyrenees
Shire Council

Minutes

Ordinary Meeting of Council

6:00pm Tuesday 14 June 2022

Council Chambers

Beaufort Council Offices,
5 Lawrence Street, Beaufort

Wadawurrung Country

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1. WELCOME

Mayor Cr Ron Eason welcomed all to the meeting making note it was nice to see members of the public in the gallery.

PRESENT

Mayor: Cr Ron Eason

Councillors: Tanya Kehoe, David Clark, Robert Vance, Damian Ferrari

Chief Executive Officer: Jim Nolan

Director Asset and Development Services: Douglas Gowans

Director of Corporate and Community Services: Kathy Bramwell

EA to CEO and Councillors: Jane Bowker (minutes)

Communications Officer: Rebecca Stewart (virtually)

2. STREAMING PREAMBLE

Mayor Cr Ron Eason read the livestream preamble.

3. OPENING PRAYER

The Mayor read the Opening Prayer.

4. ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the people past and present of the Wadawurrung, Dja Dja Wurrung, Eastern Maar and Wotjobaluk tribes, whose land forms the Pyrenees Shire. We pay our respect to the customs, traditions and stewardship of the land by the elders and people of these tribes on whose land we meet today.

5. APOLOGIES

There were no apologies.

6. NOTICE OF DISCLOSURE OF INTEREST BY COUNCILLORS AND OFFICERS

There were no conflicts of interest declared.

7. CONFIRMATION OF THE PREVIOUS MINUTES

Cr Tanya Kehoe / Cr Damian Ferrari

That the Minutes of the Ordinary Meeting of Council held on 17 May 2022 as previously circulated to Councillors, be confirmed.

CARRIED

8. BUSINESS ARISING

There was no business arising (items taken on notice) from the previous Ordinary Meeting held 17 May 2022.

9. PUBLIC PARTICIPATION

Trevor Davey

Question one:

Is the Pyrenees Council aware of a time or date when mobile phone coverage will be available in Lexton?

Response:

CEO Jim Nolan thanked Trevor Davey for the question and provided the following response:

'The telecommunications is a commonwealth issue and the commonwealth does have a black spot funding program which supports telcos to install infrastructure to improve telecommunications in townships. In the case of Lexton, Council has advocated strongly, in the past, for improved telecommunications at Lexton which contributed to funding being made available through one of the mobile black spot funding programs for a base station to be installed at Lexton. That base station was installed by Optus and is currently in place. In addition, I am aware that Telstra, and this occurred sometime following the 2019 fires at Lexton, installed an improved antenna in the Lexton township which provides coverage for just under 1km. There has been some investment in improved telecommunications in Lexton, however Council is aware that it isn't as good as what it could be and will continue to advocate for improve communications there. Council is not aware of any timing issues when any additional work is committed.'

10. ITEMS FOR NOTING

10.1. CORPORATE AND COMMUNITY SERVICES

10.1.1. CUSTOMER ACTION REQUESTS MAY 2022 UPDATE

Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 16/08/04

PURPOSE

The purpose of this report is to update the Council on requests made through the Customer Action Request System (CARS) for the month of May 2022.

BACKGROUND

Council has operated an electronic Customer Action Request System (CARS) for many years enabling residents to lodge service requests. Requests can be lodged in person, via telephone, via Council's website or by using a smart phone "Snap Send Solve" application.

Service requests are received for operational issues regarding maintenance, pools, local laws, building maintenance and compliance matters. The system is also used for internal telephone messaging and case management of some matters (primarily local laws, dogs, and cats), although efforts continue to reduce this use.

Work commenced in late 2021 to identify complaints that may have been input as a customer action request and process them accordingly, to ensure appropriate and timely responses to our community.

ISSUE / DISCUSSION

372 CARs were logged in May 2022, 59 less than the previous month. Of these requests 143 related to telephone messages.

414 CARs were closed in the month, leaving a total of 234 outstanding, of which 78 related to telephone messages, similar to the previous month.

Of the non-telephone call requests received, the following represents those received and still outstanding at the end of the last month by Ward:

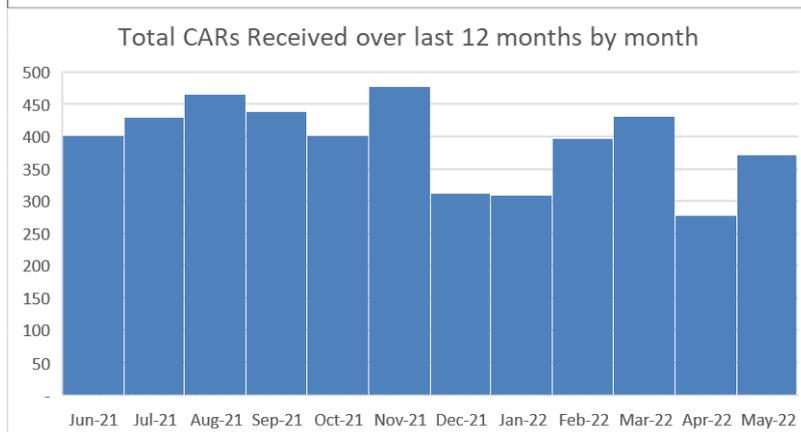
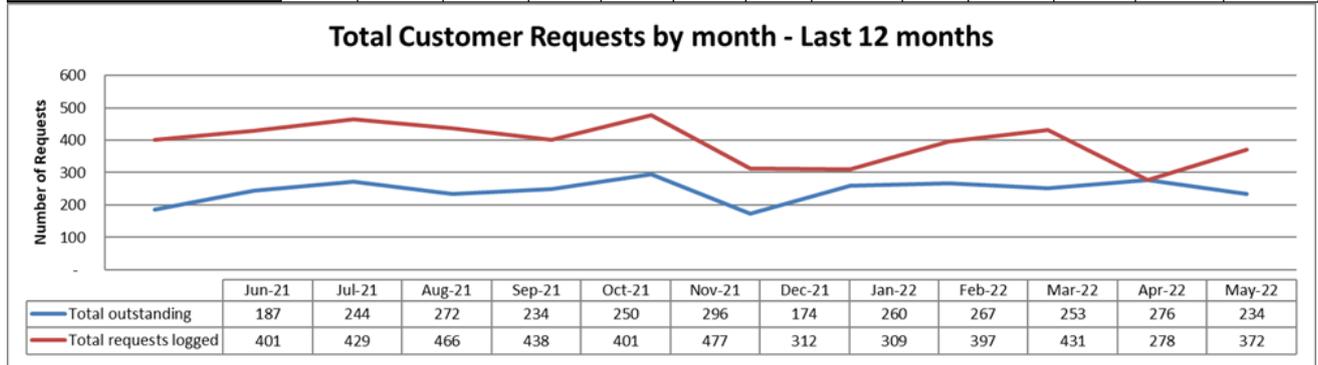
	Avoca Ward	Beaufort Ward	DeCameron Ward	Ercildoune Ward	Mt Emu Ward
Number of requests received in May 2022 (previous month).	49 (27)	76 (51)	25 (13)	31 (16)	48 (16)
Requests received in May and closed in the same month (% of total received).	31 (63%)	51 (67%)	16 (64%)	16 (52%)	28 (58%)
Requests received in May outstanding.	18	25	9	15	20
Outstanding requests from 2020.	0	1	0	0	0
Total outstanding requests as at the end of May 2022 (previous month).	34 (49)	48 (66)	18 (23)	21 (29)	30 (30)

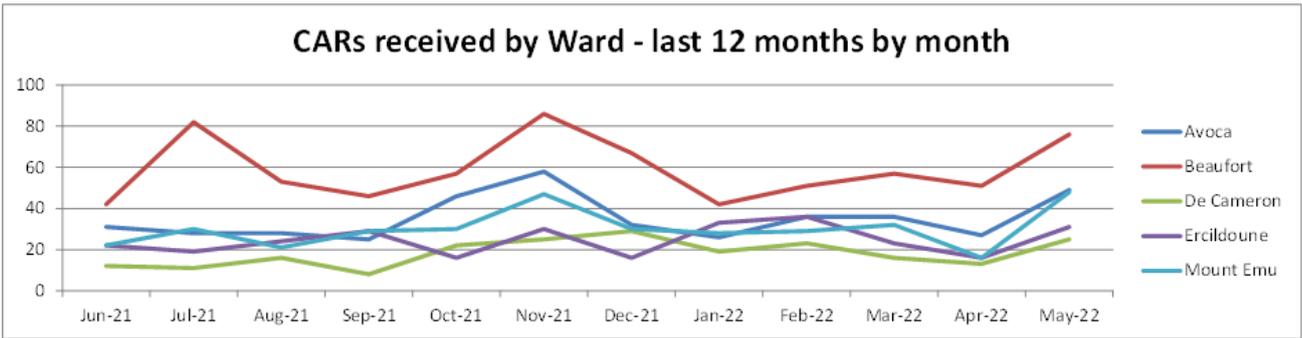
Analysis:

- At 234, outstanding CARs numbers remained below the target to maintain the total number of outstanding CARs below 300.
- The number of outstanding CARs reduced by 42 from the previous month.
- 1 request remains outstanding from 2020, relating to long-term drainage issues.
- Workload stresses remain regarding coverage for COVID absences, that can contribute towards CARs receipts and has contributed to the increase in outstanding CARs for Planning.
- Checks of requests made during May identified the following that will be registered and monitored as service complaints -
 - Avoca Ward – garbage truck damaged stormwater pipe.
 - Decameron Ward – poor cleaning of public toilets in the shire.
 - Mount Emu Ward – rates notice not received and does not want to pay interest.
- Monitoring has started of complaints received and potential rectification action regarding a footpath in Avoca that is reported as a trip hazard - as a potential trip and fall insurance claim.

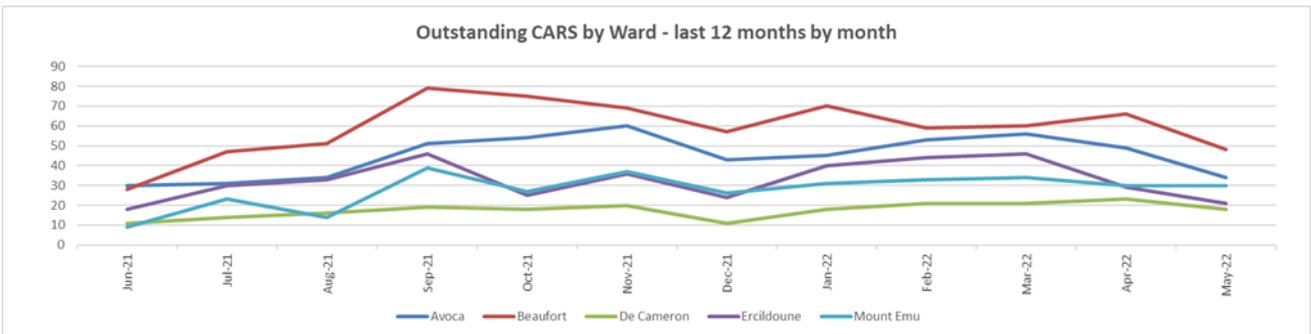
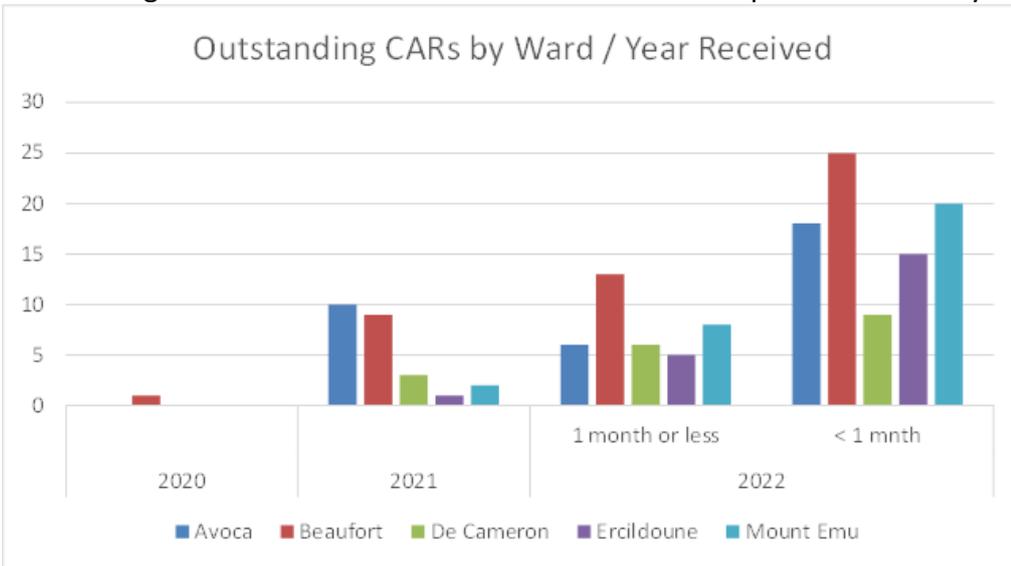
The following graphs display requests received by Ward/month and totals received for the last 12 months.

Outstanding requests by age													
Year	Jun-21	Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	% Change
2019	1	1	1	1	1	1	1	1	1	1	1	-	-100%
2020	8	7	5	2	2	2	2	2	2	2	2	1	-50%
2021	178	236	266	231	247	293	171	148	124	115	82	25	-70%
2022	-	-	-	-	-	-	-	109	140	135	191	208	9%
Total outstanding	187	244	272	234	250	296	174	260	267	253	276	234	-15%
Total requests logged	401	429	466	438	401	477	312	309	397	431	278	372	34%





The following charts display outstanding cars by Ward/year received and the trend lines of outstanding CARs numbers over the last 12 months of requests received by Ward.



The following table provides greater detail of the areas where outstanding requests remain, showing the functional areas and numbers of requests still outstanding, as of end May 2022.

Open Requests Type			
	Apr-22	May-22	Change
Roads & Rd Maint.	54	36	-18
Streetlights	2	2	0
Drainage	27	18	-9
Footpaths / Kerb&Channel	9	8	-1
Park & Reserves	6	2	-4
Roadside Veg	40	14	-26
Environmental Health	1	3	2
Planning	7	22	15
Bld maint	21	11	-10
Local Laws	7	5	-2
Cats	0	0	0
Dogs	10	8	-2
Livestock Act	1	2	1
Parking	0	0	0
Fire Hazard	2	1	-1
Bld Compliance	3	3	0
Waste Management	0	0	0
Local Government Act	1	1	0
Rates	4	5	1
Natural Disasters	0	0	0
Pools	0	0	0
Council cleaning	0	2	2
EPA - Litter	3	5	2
Design & Assets	1	2	1
GIS	0	0	0
Community Wellbeing	1	1	0
Rural Addressing	0	3	3
Road Naming	0	2	2
Telephone messages	76	78	2
Total	276	234	-42

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 1 – People

1c. Improve accessibility and inclusivity.

Priority 2 - Place

2b. Enhance the liveability and resilience of our communities.

Priority 3 - Environment

3a. Continue being an environmentally progressive organisation.

Priority 4 - Economy

4b. Invest in road infrastructure to improve connectivity for commerce and community.

4c. Encourage and invest in assets and infrastructure for commerce and community.

Enabling Principles

b. Provide transparency and accountability

c. Use resources efficiently and effectively

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

Financial and reputation risks apply with the receipt and timely resolution of customer action requests. Financial because of the need to address requests from the community where resource and budget capacity allows, reputation because of the adverse reaction within the community when it is perceived that insufficient attention or priority is provided to such requests – e.g., where a timely response is not received or where a request is not recognised as a complaint.

CONCLUSION

The customer action request system remains an integral part of Council’s reactive identification of issues that need attention. 2022 sees ongoing review of how the system is used, including finding proactive ways to improve speedier resolution and reporting against progress. This report provides a statistical overview of requests received and actions during May 2022.

OFFICER RECOMMENDATION

That Council notes this report.

10.1.2. COUNCIL PLAN PROGRESS REPORT - Q3 2022/23

Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 16/20/06

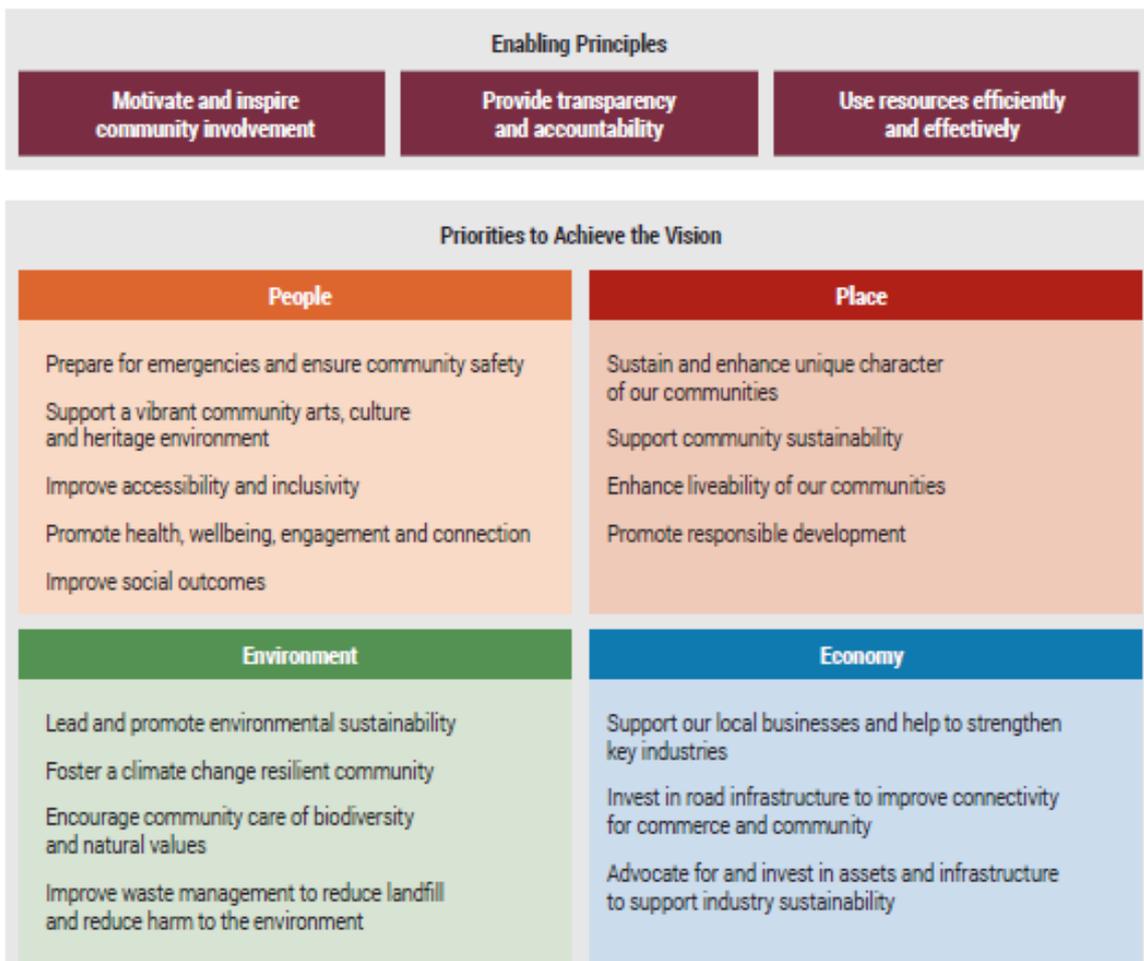
PURPOSE

The purpose of this report is to provide Council with a progress report on actions planned to deliver the strategic goals and priorities identified in the Council Plan 2021-2025 as of end of March 2022.

BACKGROUND

In accordance with section 90 of the *Local Government Act 2020*, the Council adopted the Council Plan 2021-2025 at its Ordinary Meeting on 19 October 2021. The Council Plan outlines how Council will work toward implementing the 10-year Community Vision.

The Council Plan 2021-2025 was informed by the Pyrenees Shire Community Vision 2021-2031 and is framed around four strategic priorities, plus enabling principles:



In February 2022, the Council approved the operational projects and priorities for the next two years designed to support the implementation of the Council Plan.

ISSUE / DISCUSSION

Although early in the life of this Council Plan, work has progressed on planning for and implementing operational initiatives designed to support the plan's delivery.

The attached report provides a progress update against the Pyrenees Shire Council Plan 2021-2025 as at the end of March 2022.

Reporting against the targets and measures included within the Plan is done on an annual basis and will be included in the end of financial year report in August 2022.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

b. Provide transparency and accountability

ATTACHMENTS

1. Progress Update Report Council Plan 2021 2023 Mar 2022 [**10.1.2.1** - 13 pages]

FINANCIAL / RISK IMPLICATIONS

Any risk implications are discussed in the attached report.

CONCLUSION

The Council adopted the Council Plan 2021-2025 in October 2021 and approved the operational activities that will support the delivery of that plan in February 2022. This report provides a progress update as at the end of March 2022.

OFFICER RECOMMENDATION

That Council notes this report.

10.1.3. QUARTERLY FINANCE REPORT

Report Author: Glenn Kallio – Manager Finance

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 32/08/18

PURPOSE

The purpose of this report is to provide Council with an update on the financial performance for the period 1 July 2021 to 31 March 2022. Due to the lateness of this report an updated report covering the period 1 July 2021 to 30 April 2022 has also been included which deals with the latest financial issues.

BACKGROUND

The provision of regular reports of Council's financial performance ensures that Council's financial management and associated processes are accountable, transparent, and responsible. The council is required under the local government act to provide quarterly reports. Due to the delay in presenting the 3rd quarter financial report a further report covering the period 1 July 2021 to 30 April 2022 has been included.

In line with good governance, it forms part of the public accountability process and reporting and includes the following Financial Statements.

- Comprehensive Income Statement
- Balance Sheet
- Cash Flow Statement; and
- Statement of Capital Works

ISSUE / DISCUSSION

The most recent review of the financial performance has shown that the forecast position as at 30 June 2022 for Council's cash will result in a decrease of \$1.153 million compared to the amended budget. The reduction in cash levels is due to the following factors:

1. Council resolved to purchase land which was considered to be a strategic purchase.
2. It is expected that Rate debtors as at 30 June 2022 will be \$376k higher than originally expected.

Both these issues will be dealt with during the 2022/23 financial year thus not impacting the long-term financial plan of Council. It is proposed to borrow \$650k to fund the strategic land purchase during 2022/23 and the outstanding rate debtors are expected to be resolved during 2022/23.

All other issues are contained in the attached reports.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

- b. Provide transparency and accountability
- c. Use resources efficiently and effectively

ATTACHMENTS

1. Finance Report April 22 [**10.1.3.1** - 30 pages]
2. Mar 22 Financial Report [**10.1.3.2** - 29 pages]

FINANCIAL / RISK IMPLICATIONS

All financial implications have been dealt with in this report.

CONCLUSION

The forecast results for the financial year will be within the parameters of Council's 10 year financial plan.

OFFICER RECOMMENDATION

That Council receives and notes the financial reports for the periods ending 31 March 2022 and 30 April 2022, and the projected forecast results for the year.

10.1.4. 2022 LOCAL GOVERNMENT COMMUNITY SATISFACTION SURVEY

Report Author: Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 44/10/04

PURPOSE

To provide the Council and its community with the report from the 2022 Local Government Community Satisfaction Survey.

BACKGROUND

Each year Local Government Victoria (LGV) coordinates and auspices a State-wide local government community satisfaction survey throughout Victorian local government areas.

Although participation is optional, questions are relevant to the mandatory local government performance reporting obligations and information gained informs Council's Annual Report.

Key objectives of the survey are to assess the performance of Pyrenees Shire Council as perceived by its community, across a range of measures and to seek insight into ways to provide improved or more effective service delivery. When coupled with previous data, the survey provides a reliable historical source of the community's views since 1998.

The survey was conducted in February / March 2022 and Pyrenees Shire Council's results are benchmarked against the State-wide average and the average for small rural councils. Other councils in the small rural councils group include:

Golden Plains	Indigo	Queensliffe	Hepburn
Buloke	Loddon	Strathbogie	Hindmarsh
Central Goldfields	Mansfield	West Wimmera	Murrindindi
Gannawarra	Mount Alexander	Yarriambiack	Benalla

ISSUE / DISCUSSION

The attached report contains detailed survey outcomes. A summary of Pyrenees Shire Council performance, as perceived by its community through the survey is provided below:

Services	Pyrenees 2022	Pyrenees 2021	Small Rural 2022	State-wide 2022	Highest score	Lowest score
 Overall performance	57	61	58	59	Mt Emu residents, Aged 65+ years	Aged 18-34 years
 Value for money	51	54	51	53	Aged 65+ years, Women	Aged 18-34 years
 Overall council direction	49	49	51	50	Mt Emu residents	Beaufort, Ercildoune residents, Aged 50-64 years
 Customer service	63	66	67	68	Aged 65+ years	Aged 18-34 years
 Waste management	69	66	68	68	Aged 65+ years, Mt Emu residents	Aged 18-34 years
 Recreational facilities	68	69	69	69	Mt Emu residents	Aged 18-49 years
 Elderly support services	68	72	70	67	Aged 50+ years	Aged 18-34 years
 Appearance of public areas	68	70	73	71	Aged 35-49 years	Aged 18-34 years, Avoca, DeCameron residents
 Art centres & libraries	68	69	71	73	Beaufort, Ercildoune residents, Aged 65+ years	Aged 18-34 years

Services	Pyrenees 2022	Pyrenees 2021	Small Rural 2022	State-wide 2022	Highest score	Lowest score
 Emergency & disaster mngt	65	72	68	66	Aged 35-49 years	Aged 18-34 years
 Family support services	64	68	64	65	Aged 50+ years	Aged 18-34 years
 Bus/community dev./tourism	60	60	63	60	Women	Men
 Enforcement of local laws	59	62	62	63	Mt Emu residents	Aged 18-34 years
 Community decisions	53	54	54	54	Beaufort, Ercildoune residents, Women	Aged 18-34 years
 Consultation & engagement	51	55	54	54	Aged 50-64 years	Aged 18-34 years
 Sealed local roads	50	57	50	53	Aged 65+ years	Aged 18-34 years
 Unsealed roads	39	44	42	41	Aged 50-64 years, Beaufort, Ercildoune residents	Aged 18-34 years

Significantly higher / lower than Pyrenees Shire Council 2022 result at the 95% confidence interval.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

- a. Motivate and inspire community involvement
- b. Provide transparency and accountability
- c. Use resources efficiently and effectively

ATTACHMENTS

1. J 01070 CSS 2022 Pyrenees Shire Council Report [**10.1.4.1** - 102 pages]

FINANCIAL / RISK IMPLICATIONS

Financial and risk implications will be analysed and discussed at a future date.

CONCLUSION

The 2022 Community Satisfaction Survey provides an assessment of the performance of Pyrenees Shire Council across a range of measures and seeks to provide insights into ways to provide improved or more effective service delivery. The survey also provides Council with a means to fulfil some of its statutory report requirements as well as acting as a feedback mechanism to Local Government Victoria. The report's findings will be analysed and discussed further in the near future.

OFFICER RECOMMENDATION

That Council notes the information provided in this report.

10.2. CHIEF EXECUTIVE OFFICE

10.2.1. CEO LEAVE

Report Author: Jim Nolan – Chief Executive Officer

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 10NOLJ

PURPOSE

The purpose of this report is to inform Council and the community about a period of leave to be taken by the Chief Executive Officer.

BACKGROUND

The Chief Executive Officer proposes to take Long Service Leave from Wednesday 15 June 2022 – Monday 11 July 2022 inclusive (a period of 27 days) returning to work on Tuesday 12 July.

ISSUE / DISCUSSION

It is intended that Kathy Bramwell and Douglas Gowans be appointed as Acting Chief Executive Officer for the period of the leave, sharing the role with Ms. Bramwell undertaking the first two weeks approximately and Mr. Gowans the following period until Mr. Nolan returns.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

b. Provide transparency and accountability

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

There is no financial risk associated with this matter.

CONCLUSION

The Chief Executive Officer will be taking leave from 15 June until 11 July, and Ms. Bramwell and Mr. Gowans will be Acting in the role during that period.

OFFICER RECOMMENDATION

That Council notes this report.

11. COUNCILLOR ACTIVITY REPORTS

11.1. COUNCILLOR ACTIVITY REPORTS - MAY 2022

Cr Tanya Kehoe – Mount Emu Ward		
Mon 09	Snake Valley Market Meeting	Snake Valley
Tue 10	Inspection of Waubra Bowls Club	Waubra
Tue 10	Councillor Cuppa and Chat	Waubra
Tue 10	Council Briefing Session	Beaufort
Sat 14	Snake Valley Market Meeting	Snake Valley
Tue 17	Council Briefing Session	Beaufort
Tue 17	Council Meeting	Beaufort
Tue 17	Meeting Beaufort War Memorial Meet	Beaufort
Thu 26	MEMPC	Virtual
Mon 30	Snake Valley Market Meeting	Snake Valley

Cr Damian Ferrari – Beaufort Ward		
Tue 10	Inspection of Waubra Bowls Club	Waubra
Tue 10	Councillor Cuppa and Chat	Waubra
Tue 10	Council Briefing	Beaufort
Tue 17	Council Briefing Session	Beaufort
Tue 17	Council Meeting	Beaufort
Tue 24	Audit & Risk Committee Meeting	Beaufort
Fri 27	Announcement by Danielle Green MP	Beaufort

Cr Robert Vance – De Cameron Ward		
Fri 06	Goldfields World Heritage Bid Meeting	Virtual
Tue 10	Inspection of Waubra Bowls Club	Waubra
Tue 10	Councillor Cuppa and Chat	Waubra
Tue 10	Council Briefing	Beaufort
Fri 13	MAV – Rural South Central Regional Meeting	Virtual
Mon 16	Moonambel Tennis Reserve Inc. Committee Meeting	Moonambel
Tue 17	Council Briefing Session	Beaufort
Tue 17	Council Meeting	Beaufort
Tue 24	Audit & Risk Committee Meeting	Beaufort
Fri 27	Rural Councils Victoria (RCV) Meeting	Melbourne

Cr Ron Eason – Avoca Ward		
Wed 04	Maryborough District Health Service Meeting	Virtual
Fri 06	Goldfields World Heritage Bid Meeting	Virtual
Tue 10	Inspection of Waubra Bowls Club	Waubra
Tue 10	Councillor Cuppa and Chat	Waubra
Tue 10	Council Briefing	Beaufort
Fri 13	MAV – Rural South Central Regional Meeting	Virtual
Tue 17	Budget Drop In Session	Beaufort

Cr Ron Eason – Avoca Ward cont.		
Tue 17	Council Briefing Session	Beaufort
Tue 17	Council Meeting	Beaufort
Tue 24	Budget Drop In Session	Beaufort
Thu 26	Budget Drop In Session	Avoca

Cr David Clark – Ercildoune Ward		
Wed 04	MAV – meeting with Mr Andy Meddick MP	Virtual
Thu 05	MAV – meeting at Whitehorse City Council	Nunawading
Thu 05	MAV – Meeting with Knox City Council	Wantirna South
Fri 06	Goldfields World Heritage Bid Meeting	Virtual
Tue 10	MAV – meeting with Darebin City Council	Virtual
Tue 10	Inspection of Waubra Bowls Club	Waubra
Tue 10	Councillor Cuppa and Chat	Waubra
Tue 10	Council Briefing Session	Beaufort
Fri 13	MAV – Rural South Central Regional Meeting	Virtual
Tue 17	Council Briefing Session	Beaufort
Tue 17	Council Meeting	Beaufort
Fri 20	MAV – Metropolitan South East Regional Meeting	Virtual
Fri 27	Central Victoria Greenhouse Alliance (CVGA) Board Meeting	Virtual
Fri 27	MAV - Rural Councils Victoria (RCV) Meeting	Melbourne
Tue 31	MAV - Meeting with Gleneira City Council	Caulfield

12. ASSEMBLY OF COUNCILLORS**12.1. ASSEMBLY OF COUNCILLORS - MAY 2022**

MEETING INFORMATION			
Meeting Name	Councillor Briefing Session		
Meeting Date	10 May 2022 commenced at 1.30pm and closed at 5.30pm		
Meeting Location	Council Chambers, 5 Lawrence St, Beaufort		
Items Discussed	<ol style="list-style-type: none"> 1. PA22018 Gardners Lane, Snake Valley – Two Lot Subdivision 2. Beaufort Bypass EES 3. Council’s Digital Strategy 4. Asset Plan 5. Project Management 6. Project Implementation 7. Agenda Review 		
ATTENDEES			
Councillors	Mayor Cr Ron Eason Cr Tanya Kehoe	Cr David Clark Cr Robert Vance	
Apologies	Cr Damian Ferrari		
Staff	Jim Nolan (Chief Executive Officer) Douglas Gowans (Director Assets and Development Services) Kathy Bramwell (Director Corporate and Community Services) Katie Gleisner (Manager Planning and Development) – Items 1 & 2 Ray Davies (Manager Economic Development and Tourism) – Item 2 Scott Wright (Manager ICT) – Item 3 Tim Day (Manager Assets) – Item 4 Jerry van Delft (Project Management Facilitator) – Item 5		
Visitors	Julie Lee (NRLinks) and Carolyn Brown – Item 1		
CONFLICT OF INTEREST DISCLOSURES			
Item No:	Councillor making disclosure	Particulars of disclosure	Councillor left meeting
Nil			

MEETING INFORMATION			
Meeting Name	Councillor Briefing Session		
Meeting Date	17 May 2022 commenced at 2.00pm and closed at 5.30pm		
Meeting Location	Council Chambers, 5 Lawrence St, Beaufort		
Items Discussed	<ol style="list-style-type: none"> 1. Stockyard Hill Wind Farm Update 2. Krupps Gun 3. Housing Strategy 4. Advocacy Strategy Targeting 2022 State Election Process 5. Beaufort Blue Light Motorcycle Club 6. Agenda Review 		
ATTENDEES			
Councillors	Mayor Cr Ron Eason Cr Damian Ferrari Cr Tanya Kehoe	Cr David Clark Cr Robert Vance	
Apologies	Nil		
Staff	Jim Nolan (Chief Executive Officer) Douglas Gowans (Director Assets and Development Services) Kathy Bramwell (Director Corporate and Community Services) Katie Gleisner (Manager Planning and Development) – Item 2		
Visitors	Ian Courtney and Jackson Hill (Stockyard Hill Wind Farm) – Item 1		
CONFLICT OF INTEREST DISCLOSURES			
Item No:	Councillor making disclosure	Particulars of disclosure	Councillor left meeting
6	Cr David Clark	Western Victorian Transmission Network Project Update – potentially affected landowner and shares an interest in common along with all other landholders along the existing transmission line within Pyrenees Shire.	No
1	Cr Tanya Kehoe	Interest due to having an agreement in place with Goldwind	Left 2.05pm Returned 2.45pm

OFFICER RECOMMENDATION

That the items for noting in Sections 10, 11 and 12, be received.

AN ALTERNATIVE MOTION WAS PUT FORWARD

Cr David Clark / Cr Tanya Kehoe

1. That the items for noting in Sections 10, 11 and 12, be received; and
2. That a further report be presented to Council in July on potential actions arising from the Customer Satisfaction Survey.

CARRIED

13. ITEMS FOR DECISION

13.1. ASSET AND DEVELOPMENT SERVICES

13.1.1. HOMEBUSH ROAD FOOTPATH PRIORITISATION

Presenter: Douglas Gowans - Director Asset and Development Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Tim Day – Manager Assets

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 0183

PURPOSE

This report is presented for Council to consider the proposed alignment options for a pathway that links to the proposed crossing of the rail line on Homebush Road, Avoca. The report also seeks Council approval for undertaking consultation on priority footpath links in Avoca and Beaufort.

BACKGROUND

Council has received grant funds under the Local Roads and Community Infrastructure Program (LRCIP) Round 3 for the construction of shared paths in Avoca. The road-rail crossing on Homebush Road presents safety issues for pedestrians with no road shoulder or dedicated pedestrian route at the rail level crossing. VLine has prepared preliminary plans for, and is considering funding, the installation of a pedestrian crossing at this location. It is proposed to construct a pathway from the LRCIP project that links to the pedestrian crossing and provides a pedestrian connection between Station Street and North Street.

ISSUE / DISCUSSION

One of the projects under the LRCIP Round 3 is the construction of shared paths in Avoca. A shared path can be used by pedestrians and cyclists as well as by ambulant scooters. The intention with this project is that officers will undertake a deliberative engagement process with the local community in relation to options and priorities for the locations of new paths. These paths could: a) facilitate access to key community locations such as the school, the swimming pool or the caravan park; b) provide linkages from residential areas to the town centre; and/or c) provide for recreational walking, for example in and around the river flats.

The proposal related to the Homebush Road rail crossing is being brought to Council for determination as to whether this path should be prioritized prior to undertaking broader community consultation and engagement on the balance of the funded work. Council is also being asked to consider options in relation to the path's destination.

The proposed path has been divided into 3 sections. Please refer to the drawing below. Section A traverses from Station Street through to the rail crossing and the intersection of Boyce Street. Section B commences at Boyce Street, continues along Homebush Road through to North Street. Section C commences at Boyce Street-Homebush Road intersection and follows the west side of Boyce Street through to North Street. Both Sections B & C join into existing paths with Option C providing more direct access to the school and Option B providing more direct access towards High Street.

It is recommended that Council prioritise the construction of the pathway along Homebush Road as the first phase of this project. It is also recommended that Council determine which of Options B & C is adopted.

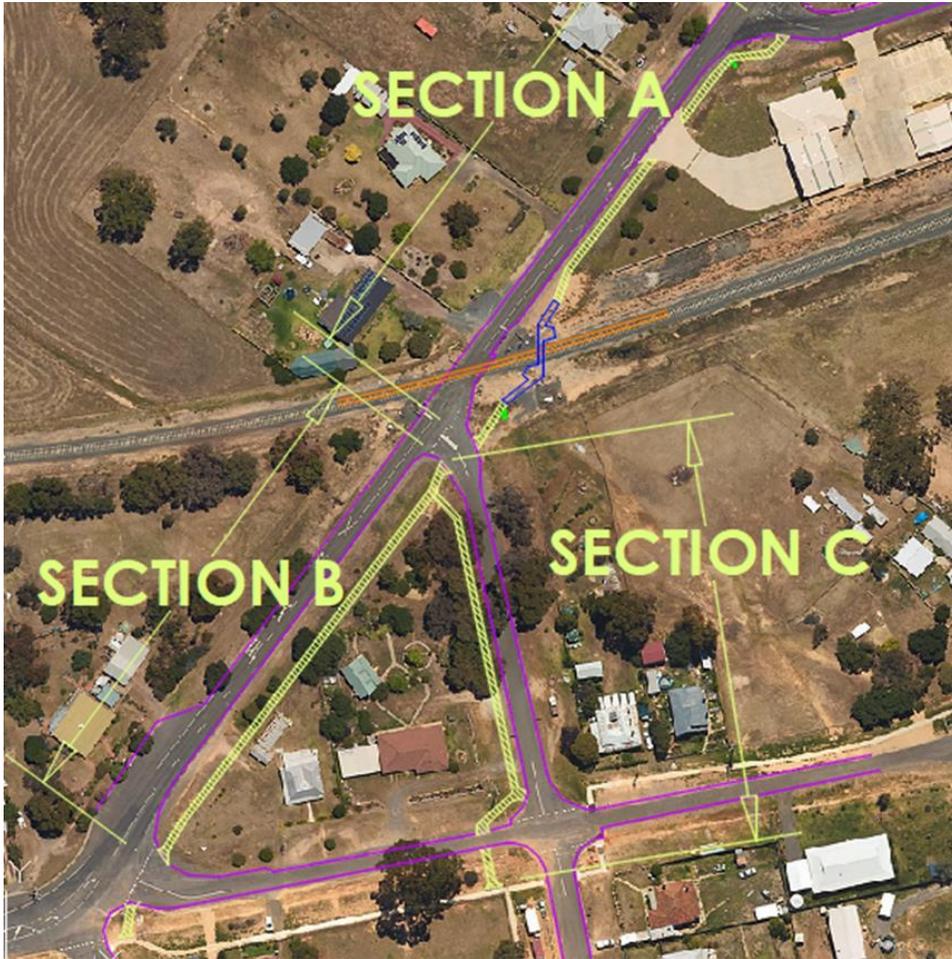


Fig. 1 Proposed pathway alignments, Homebush Road Avoca.

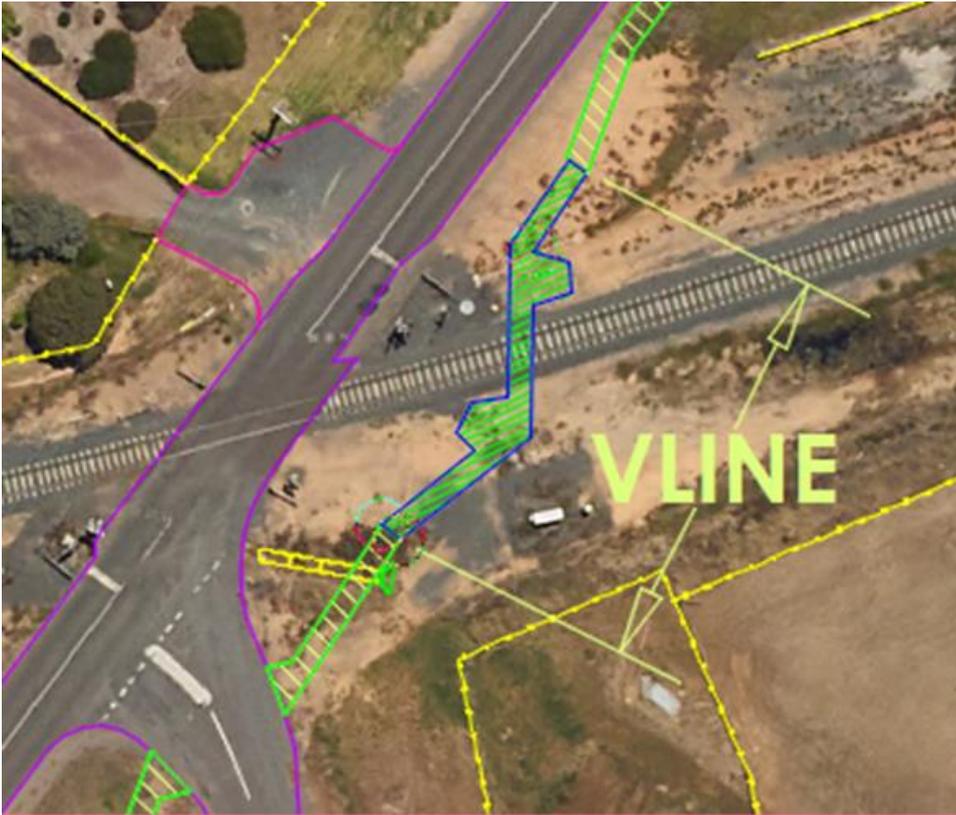


Fig 2. Proposed VLine rail crossing.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

- b. Provide transparency and accountability
- c. Use resources efficiently and effectively

Local Government Act 2020 (Act) section 92

ATTACHMENTS

1. CMI N-1-22-122269- J A 220064 Cr Eason [**13.1.1.1** - 1 page]

FINANCIAL / RISK IMPLICATIONS

This is a grant funded project with an overall budget of \$300,000. The pre-tender estimate for the Homebush Road Pathway is \$80,000 for options A&B or A&C. An additional \$20,000 would be needed if both options B and C were undertaken in addition to option A. Pre-tender estimates are within budget and will not preclude substantial pathway improvements in other parts of the township.

Establishing a Disability Discrimination Act compliant path that allows safe crossing of the railway tracks away from road-rail level crossing improves community safety, promotes pedestrian activity and improves equitable access.

CONCLUSION

Prioritising the Homebush Road pathway will ensure a pedestrian pathway can be coordinated and constructed to link with the proposed VLine rail crossing.

Cr Robert Vance / Cr Damian Ferrari

That Council:

1. Endorses the prioritisation of the Homebush Road pathway construction; and
2. Prioritises Section A and C – Homebush Road to North Street along Boyce Street.
3. Undertake the shared pathway works to align with the proposed Vline works.
4. Undertake consultation on priority footpath links for the townships of Avoca and Beaufort.

CARRIED

13.1.2. ADOPTION OF TEN YEAR ASSET PLAN

Presenter: Douglas Gowans - Director Asset and Development Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Tim Day – Manager Assets

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 06/12/06

PURPOSE

The purpose of this report is for Council to consider adopting the Ten Year Asset Plan.

BACKGROUND

The *Local Government Act 2020* (Act) requires Council to develop, adopt and keep in force an Asset Plan (Plan) in accordance with its deliberative engagement practices. The Plan requires a scope of at least the next 10 financial years.

The Plan must include Information about maintenance, renewal, acquisition, expansion, upgrade, disposal and decommissioning in relation to each class of infrastructure asset under the control of the Council.

Council must develop and review the Plan in accordance with its deliberative engagement practices and adopt the Plan by 1 July 2022. The requirement for deliberative engagement in relation to the first Plan has been waived.

Thereafter the Plan is to be reviewed and revised and be adopted by 31 October in the year following a general election.

This Plan has been prepared to meet these requirements of the Act.

The Ten Year Asset Plan (TYAP) is prepared in consideration of the Council Plan 2021-2025 and supports the Visions, Enabling Principles and Priorities of the Council Plan. In particular, the TYAP supports the priorities associated with the Economy related to road infrastructure to support connectivity for community and commerce as well as supporting industry sustainability. The TYAP also addresses priorities associated with People, Place and the Environment through enabling Council to deliver a wide range of services to the community and broader general public.

ISSUE / DISCUSSION

The draft Ten Year Asset Plan was presented to Council at its May 2022 meeting, at this meeting Council resolved to place the draft Ten Year Asset Plan on public exhibition.

The draft Ten Year Asset Plan and an invitation for submissions on the Plan was published on Council's Engagement Hub and website from 18 May 2022 and published in Council's Public Notices from 20 May 2022. Submissions on the plan closed at 9am on Monday 6 June 2022.

At the time of writing this report, Council had received one submission on the Plan. This submission related to the annexures listing roads conversions from gravel to seal. The submission had specific emphasis on consideration of sealing Glut Rd that services an important tourist and visitation area in the Mt Cole state park. Further feedback was also received from Councillors.

The Ten Year Asset Plan has been updated to include:

- minor revisions to the listed projects;
- roads identified for conversion from gravel to seal; and
- Indicative asset lives for accounting and renewal planning purposes.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 2 - Place

2b. Enhance the liveability and resilience of our communities.

Priority 4 - Economy

4b. Invest in road infrastructure to improve connectivity for commerce and community.

ATTACHMENTS

1. 2022.06.09 - Draft - Ten Year Asset Plan [**13.1.2.1** - 28 pages]

FINANCIAL / RISK IMPLICATIONS

The purpose of the Ten Year Asset Plan is to reduce Council's financial risk through linking the forward planning of asset renewal to Council's Ten Year Financial Plan. This will ensure expenditure on renewal works aligns with Council's resource allocation. The renewal of assets also manages and reduces risk associated with asset impairment and failure.

CONCLUSION

The Ten Year Asset Plan is a statutory requirement of Council required by the *Local Government Act 2020*. The Ten Year Asset Plan is provided for adoption by Council.

Cr Robert Vance / Cr David Clark

That Council adopts the Ten Year Asset Plan taking into account the updates to the Plan inline with the submissions received.

CARRIED

13.1.3. PA22023 - DEVELOPMENT OF A DWELLING AND REMOVAL OF NATIVE VEGETATION - LEXTON

Presenter: Douglas Gowans - Director Asset and Development Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Katie Gleisner – Manager Planning and Development

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

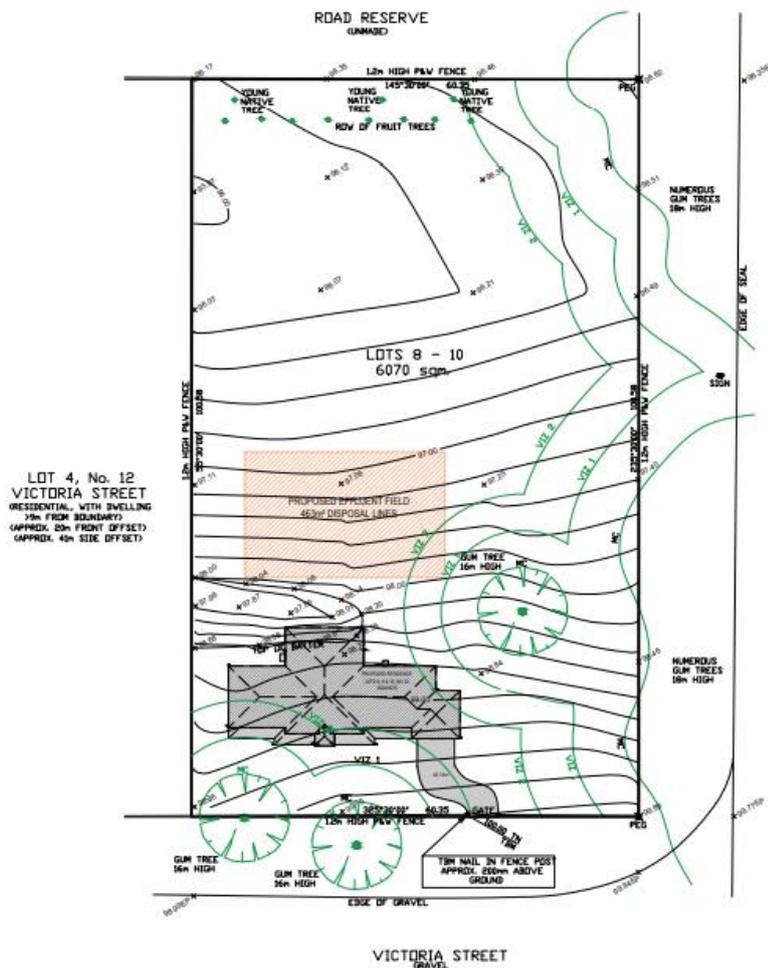
File No: 404007120

PURPOSE

The purpose of this report is to provide Council with information regarding the state and local planning policy that is relevant to making a determination on Planning Permit Application PA22023 for the development of a dwelling and the removal of native vegetation, on crown allotments 8, 9 and 10, section 31, township and parish of Lexton, being 4 Victoria Street, Lexton

BACKGROUND

Council has received an application for a planning permit, seeking permission for the development of a 4 bedroom brick home and the removal of a single River Redgum Eucalyptus Tree.



Site and Surrounding Context

Location:	Crown allotments 8, 9 and 10, section 31, Township and Parish of Lexton (4 Victoria Street, Lexton)
Area:	6070m ²
Current Use:	Vacant
Existing Structures:	Nil (a single eucalyptus tree)
Other:	The property is relatively flat and accessible from both Waldy and Victoria Street, both of which are on Council’s Road Register.
Zone and overlays:	The site is subject to the Low Density Residential Zone and Environmental Significance Overlay



Site and surrounding context



Site aerial view

Referrals And Notice

Under Section 52 of the *Planning and Environment Act 1987* (The Act), notice was sent to four (4) adjoining landowners. Public Notices was also provided through Council's website.

Central Highlands Water and Goulbourn-Murray Water were referred the application under Section 55 of The Act and do not object to the granting of a planning permit subject to conditions.

The application was subject to an internal referral to Council's engineering and environmental health departments who do not object to the proposed use and development, subject to conditions.

Submissions

One submission objecting to the granting of a planning permit was received, providing the following reasons:

1. *We purchased our property for reasons of privacy and lifestyle and we did not expect that a neighbouring property would be so close to our property. A side setback of 5m is simply too close and not in keeping with the semi-rural lifestyle that Lexton should provide. It will impact on our privacy and given the block being developed is approximately 1.5 acres we feel that there are numerous other options to position the home other than 5m from our boundary.*
2. *The front setback of 10m provides an uneven streetscape when compared to our setback of 20m. The proposed dwelling will sit substantially forward of our dwelling. Under Rescode, an even streetscape is encouraged and dictated for and whilst Rescode may not be relevant in this case, its fundamentals should be adhered to.*

In accordance with Council's practice, the submission was provided to the applicant for consideration and response. The applicant responded with the following:

The dwelling has been strategically placed onsite having regards to the topography of the subject site... [and] placed on the flattest part of the allotment.

The dwelling is on the highest part of the land and therefore will not result in future inundation of water which runs across the land.

The location has also had regards to the connection of services and has been deemed to be the most ideal location to provide future services.

The dwelling complies with Part 5 of the Building Regulations 2018, in particular Regulation 74 (minimum street setbacks) and Regulation 79 (side and rear setbacks).

In good faith, the applicant agreed to provide a landscaped visual screen as a means of respecting the objector's privacy.

The applicant's reply was provided to the objector, to determine whether the screening commitment would satisfy the withdrawal of the objection. The objector responded with the following:

I will withdraw my objection however can you clarify the following: That the... area of landscaping along the northern boundary will be constructed prior to the issue of the building permit? If not, then there is no guarantee that this [withdrawal of objection] will occur.

The applicant in turn provided the following advice to council:

Our clients have provided this level of additional detail in good faith. Given this has not been accepted without further conditional consent our client is wishing to withdraw this offer [installation of screening] and have Council continue assessing the application as submitted.

It is the assessing officer's opinion that the matters of privacy and lifestyle raised in the objection, are not matters that the planning scheme has regard for and that they are therefore not able influence Council's decision. Further, the issue of setbacks has been considered and determined to be compliant with building regulation requirements.

ISSUE / DISCUSSION

A planning permit for the proposed use and development is required due to the following clauses within the *Pyrenees Planning Scheme*:

- Clause 42.01-1 a permit is required for buildings and works which will generate wastewater or increase or potentially increase wastewater generation and will not be connected to reticulated sewerage.
- Clause 52.17 a permit is required to remove, destroy or lop native vegetation.

The application was accompanied by a Land Capability Assessment which demonstrates that all wastewater generated through the use of the proposed dwelling, can be suitably treated, and disposed of within the lot.

The applicant has demonstrated through the provision of an arborist report, that the single eucalyptus tree proposed to be removed, is of a compromised stability and has a remaining life of between 5 and 10 years. Due to the potential damage to life and property that the tree poses, the 'avoid' and 'minimise' principles cannot be achieved. To ensure that there is no net loss to biodiversity, the removal of the tree must be offset.

The application has been assessed against the Pyrenees Planning Scheme and it is the assessing officer's opinion that the proposed use and development is a suitable planning outcome.

Further, the proposed use and development accords with the purpose of the zone, which seeks to provide for low-density residential development on lots which, in the absence of reticulated sewerage, can treat and retain all wastewater.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 2 - Place

2c. Promote responsible development.

ATTACHMENTS

1. P A 22023 Application [**13.1.3.1** - 95 pages]

FINANCIAL / RISK IMPLICATIONS

An application determined by Council or under delegation of Council and which is subject to appeal rights at VCAT, may incur costs in the form of representation (consultant) fees and staff resources.

CONCLUSION

The application positively demonstrates how the proposed use and development accords with the purpose and decision guidelines of the Low Density Residential Zone, whilst satisfying the permit trigger requirements under clauses 42.01 and 52.17 of the *Pyrenees Planning Scheme*.

Cr Tanya Kehoe / Cr David Clark

That Council, having considered all matters required under Section 60 of the Planning and Environment Act 1987 and the provisions of the Pyrenees Planning Scheme determines to issue a Notice of Decision to Grant a Planning Permit under the provisions of the Pyrenees Planning Scheme for the use and development of a dwelling and the removal of native vegetation at Crown allotments 8, 9 and 10, section 31 in the township and parish of Lexton (Vol: 02630, Fol: 899), being 4 Victoria Street, Lexton 3373, subject to the following conditions:

Plans

1. The use and development allowed by this permit and shown on the endorsed plans must not be amended or modified for any reason without the prior written consent of the Responsible Authority.

Building and works

2. The layout of the site and size of the development hereby permitted must be generally in accordance with the plans submitted with the application and endorsed by the Responsible Authority.

Building approval

3. All building works associated with this development must be in accordance with the Building Act 1993 and Building Regulations 2018.

Title Consolidation

4. Before a building permit can be issued, the following lots must be consolidated under the Subdivision Act 1988 to the satisfaction of the Responsible Authority:
 - Crown Allotment 8 Section 31 Township of Lexton,
 - Crown Allotment 9 Section 31 Township of Lexton and
 - Crown Allotment 10 Section 31 Township of Lexton Parish of Lexton (Volume 02630 Folio 899)

Native vegetation permitted to be removed, destroyed or lopped

5. The native vegetation permitted to be removed, destroyed or lopped under this permit is 0.030 general habitat units of native vegetation being one large tree, with a strategic biodiversity value score of 0.416.

Native vegetation offsets

6. To offset the removal of 0.030 general habitat units of native vegetation, the permit holder must secure a native vegetation offset in accordance with [Guidelines for the removal, destruction or lopping of native vegetation \(DELWP 2017\)](#), the permit holder must secure the following offsets:
A general offset of 0.030 general habitat units must be:
 - i. located within the North Central Catchment Management boundary or Pyrenees Shire Council municipal area; and
 - ii. with a minimum strategic biodiversity value of at least 0.416.
7. Before any native vegetation is removed evidence that the required offset has been secured must be provided to the satisfaction of the Responsible Authority. This evidence is one or both of the following:
 - a. an established first party offset site including a 173 Agreement signed by both parties, and an offsite management plan detailing the management actions and ongoing management of the site;
 - i. Any first party offset must be at least 150 metres from any dwelling or future dwelling and any other infrastructure not in the same ownership to the satisfaction of the Responsible Authority.
 - ii. The native vegetation first party offset management plan must be approved and endorsed to form part of the planning permit to the satisfaction of the Responsible Authority.
 - b. credit extract(s) allocated to the permit from the Native Vegetation Credit Register.
 - i. A copy of the offset evidence must be approved and endorsed to form part of the planning permit to the satisfaction of the Responsible Authority.
8. Within 30 days of endorsement of the offset evidence, a copy of the endorsed offset evidence must be provided to Planning Approvals at the Department of Environment, Land, Water and Planning Grampians regional office.

173 Agreement

9. Before a building permit can be issued an Agreement under Section 173 of the Planning & Environment Act 1987 must be entered into with the Responsible Authority to ensure the native vegetation first party offsets is managed in perpetuity to the satisfaction of the Responsible Authority.

10. The Agreement must be registered on title pursuant to Section 181 of the Planning and Environment Act 1987 and confirmation of the Dealing number provided to Council. All costs relating to the preparation and registration of the Agreement must be borne by the applicant.
11. The 173 Agreement must include the native vegetation first party offset management plan, the first two pages of the native vegetation offset report and a survey diagram to the satisfaction of the Responsible Authority.

Notification of permit conditions

12. Before works start, the permit holder must advise all persons undertaking the vegetation removal or works on site of all relevant permit conditions and associated statutory requirements or approvals.

Goulburn Murray Water Conditions

13. All construction and ongoing activities must be in accordance with sediment control principles outlined in 'Construction Techniques for Sediment Pollution Control' (EPA, 1991).
14. Prior to the commencement of any works, the three parcels described as Crown Allotment 8 Sect 31 Parish of Lexton, Crown Allotment 9 Sect 31 Parish of Lexton and Crown Allotment 10 Sect 31 Parish of Lexton must be consolidated to create one parcel of land.
15. All wastewater from the dwelling must be treated to a standard of at least 20mg/L BOD and 30mg/L suspended solids using a package treatment plant or equivalent. The system must have a certificate of conformity issued by the Conformity Assessment Body (or equivalent approval) and be installed, operated and maintained in accordance with the relevant Australian Standard and EPA Code of Practice.
16. The wastewater management system must be appropriately designed to manage the potential volume of wastewater generated under full occupancy (based on a minimum 5 bedrooms), including an appropriately sized disposal area based on a full water balance specific to the proposal and subject land in accordance with the requirements of the current EPA Code of Practice – Onsite Wastewater Management.
17. The wastewater disposal area must be located at least: 100m from any waterways, 40m from any drainage lines, 60m from any dams, and 20m from any bores. *Where wastewater is treated to at least a secondary standard, the distance may be reduced in accordance with the current EPA Code of Practice – Onsite Wastewater Management. However where possible setback distances must be maximised.
18. The wastewater disposal area 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

Construction Waste

19. The applicant shall be responsible for the control of construction waste during construction and its removal upon completion and the reinstatement of damaged areas about the site to the satisfaction of the Responsible Authority

Easements

20. All buildings and works must be located clear of any easements or water and sewer mains unless written approval is provided by the relevant authority.

Storm water management

21. No storm water from the development shall drain or discharge from the land to water ways or adjoining properties, without the prior approval of the Responsible Authority.

Vegetation protection works

22. The following vegetation protection works shall be undertaken during site construction including:
 - a. No stockpiling around the base of any vegetation;
 - b. No excavation works shall be carried out within the drip line of any tree canopy;
 - c. No damaging roots greater than 50mm in diameter;
23. Weeds around the construction area are to be removed and controlled.
24. All vegetation protection works shall be undertaken to the satisfaction of the Responsible Authority.
25. No trees are permitted to be removed from the site without the further approval of the Responsible Authority.

Services

26. The dwelling (and extension) hereby permitted must not be occupied until such time as it is:
 - a. Connected to a reticulated potable water supply or have an alternative potable water supply with adequate storage for domestic use as well as for firefighting purposes
 - b. Connected to reticulated electricity services (or an alternative electricity supply approved by the responsible authority);
 - c. Access to the dwelling must be provided via an all-weather road with dimensions adequate to accommodate emergency vehicles to the dwelling site.
 - d. Connected to a reticulated sewerage system or if not available, the wastewater must be treated and retained on-site in accordance with the State Environment Protection Policy (Waters of Victoria) under the Environment Protection Act 1970.
27. All service works must be completed to the satisfaction of the responsible authority, prior to the occupation of the dwelling.

Engineering Conditions

28. Crossover is to be built to Pyrenees Shire Council's IDM standard drawings. Any redundant vehicle crossings must be removed, and the nature strip reinstated to the satisfaction of the Responsible Authority. A vehicle crossing permit must be taken out for the construction of the vehicle crossing.
29. Prior to the issue of an Occupancy Permit for the development, the development must be provided with a drainage system constructed to a design approved by the Responsible Authority and must ensure that:
 - a. The development as a whole must be self-draining.
 - b. The Volume of water discharging from the development in a 10% AEP storm shall not exceed the 20% AEP storm prior to development. Peak flow must be controlled by the use of a detention system located and constructed to the satisfaction of the Responsible Authority.
 - c. The lot must be provided with a stormwater legal point of discharge at the low point of the lot, to the satisfaction of the Responsible Authority.
30. Storm water drainage from the development must be directed to a legal point of discharge to the satisfaction of the Responsible Authority. A Stormwater Point of Discharge permit must be obtained from the responsible authority prior to the commencement of the works associated with the permit.
31. Sediment discharges must be contained within the property from any construction activities in accordance with Construction Techniques for Sediment Control (EPA 1991).
32. Unless otherwise approved by the Responsible Authority there must be no buildings, structures, or improvements located over proposed drainage pipes and easements on the property.
33. Prior to the commencement of the development and post-completion, the notification including, photographic evidence, must be sent to Council's Asset Services department identifying any existing damage to council assets. Any existing works affected by the development must be fully reinstated at no cost to and to the satisfaction of the Responsible Authority.

Environmental Health Conditions

34. Before the development is occupied, all sewage from the proposed development must be discharged into a new, EPA approved, on-site wastewater treatment system as described in the Land Capability Assessment Report prepared by Gencentral Engineering, Reference I1262 23rd August 2020 to the satisfaction of the Responsible Authority.
35. Before the development is occupied, all sewage and sullage wastewater from the proposed development must be retained within the property boundaries of the subject land to the satisfaction of the Responsible Authority.
36. Before the development is occupied, all sewage and sullage wastewater from the proposed development must be discharged into a new, EPA approved, on-site secondary wastewater treatment system to the satisfaction of the Responsible Authority. The treated effluent must be disposed of via sub surface pressure compensating subsurface irrigation retaining all wastewater within the boundaries of the subject land to the satisfaction of the Responsible Authority.
37. The use must be managed to the satisfaction of the Responsible Authority so that the amenity of the area is not detrimentally affected including through the:
 - a. transportation of materials, goods or commodities to or from the land.
 - b. appearance of any building works or materials.
 - c. emission of noise, artificial light, smell, fumes, smoke, vapour, steam, soot, ash, dust, water, waste products, grit or oil.
 - d. presence of vermin.

Vehicle Access

38. A Road Excavation Permit will be required for any works to install or upgrade a driveway.
39. Vehicle access to the proposed development shall be constructed at an approved location to the satisfaction of the Responsible Authority.
40. All vehicle access works shall be completed to the satisfaction of the Responsible Authority prior to the development hereby approved commencing

Note: Please contact Council's Engineering Department as the construction or altering of a vehicle crossing, footpath and/or any other works or alterations within a road reserve or any other Council asset may require either a Road Excavation Permit (which includes a driveway and new crossover), or other approval to be obtained from the Pyrenees Shire Council. This Planning Permit does not constitute such approval. Failure to obtain an appropriate permit or damaging Council infrastructure, including footpaths, kerbs, drains, street trees, nature strips etc. or failing to remove redundant crossings and reinstate the kerb, drain, footpath, nature strip or other part of the road is a breach of the Pyrenees Shire Council development requirements.

Time for starting and completion

41. This permit will expire if one of the following circumstances applies:
 - a. The development is not started within two years of the date of this permit;
 - b. The development is not completed within four years of the date of this permit.

The Responsible Authority may extend the period for starting the development if a request is made in writing before the permit expires, or within 6 months afterwards. The Responsible Authority may extend the timeframe for completing the development (or any stage of it) provided the development has been lawfully started before the permit expires, and the request for an extension is made within 12 months after the permit expires.

CARRIED

13.1.4. KRUPP GUN (CANNON) RETURN TO BEAUFORT MEMORIAL PARK - LOCATION SELECTION

Presenter: Douglas Gowans - Director Asset and Development Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Katie Gleisner – Manager Planning and Development

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 513016350

PURPOSE

The purpose of this report is to provide Council with context relevant to determining an appropriate location for the reinstatement of the restored Krupp Gun, into the Beaufort Bicentennial Park (also referred to as the Beaufort Memorial Garden).

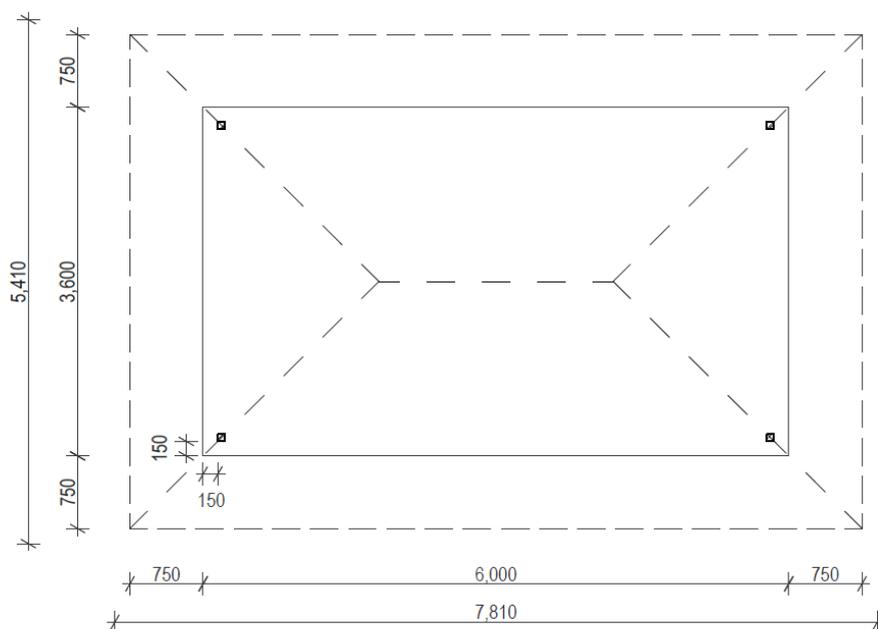
BACKGROUND

The Beaufort Returned Soldiers League (RSL) successfully obtained a grant to restore the Krupp Gun that had been located outdoors in the Beaufort Bicentennial Park (the Park) for many years.

The restoration of the gun has now been completed and the RSL and Council are looking to have the gun reinstalled in the Park.

Throughout the restoration of the gun, missing elements have been restored/replaced, including a leather seat cover, which now makes the gun not suitable to being kept outdoors. The RSL seeks to see the restored gun installed within a structure that protects it from the elements, as well as limiting public access.

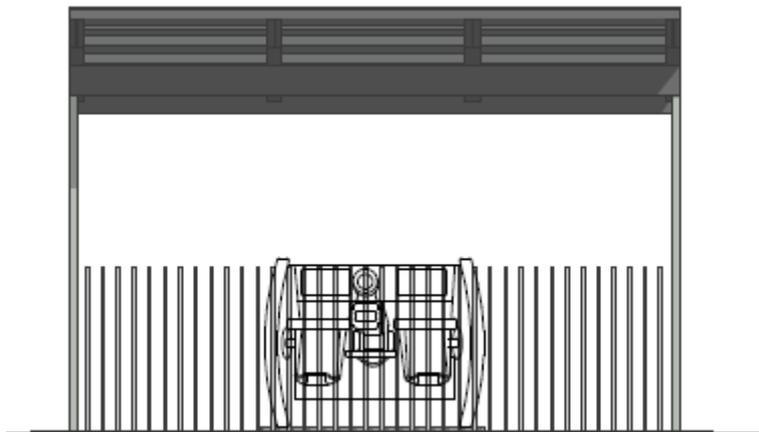
Council has engaged the services of an architect to develop a range of shelter design concepts. Through the design process, the floor area dimensions have been confirmed as being 7,10mm x 5410mm, with the height to be determined once a final design has been selected.



For concept purposes only, the below image provides an example of the visual density that can be expected is the proposed shelter:



Tollbar Park (Lexton)



Draft Concept (including public access restriction fencing)

Officers have been working with the RSL to identify an appropriate location within the Park, that allows for visibility of the gun, without the structure restricting view lines to built and natural assets/environment or compromising other public and municipal uses of the space.

ISSUE / DISCUSSION

The Park consists of two land status's, including a section of Council owned Public Park and Recreation Zone and a section of Transport Zone 2, which is a proclaimed road reserve, under Council's management.

As Council is the land manager, it is required to consider and if satisfied, consent to the proposed works, to ensure that the quality of works and the impact on the public realm, accords with Council's statutory land management requirements, and responsibility as the Responsible Authority.

A number of sites within the Park have been identified and discussed, however consensus between the RSL and Council officers has not been reached.

The below image identifies three locations that have been considered to date.

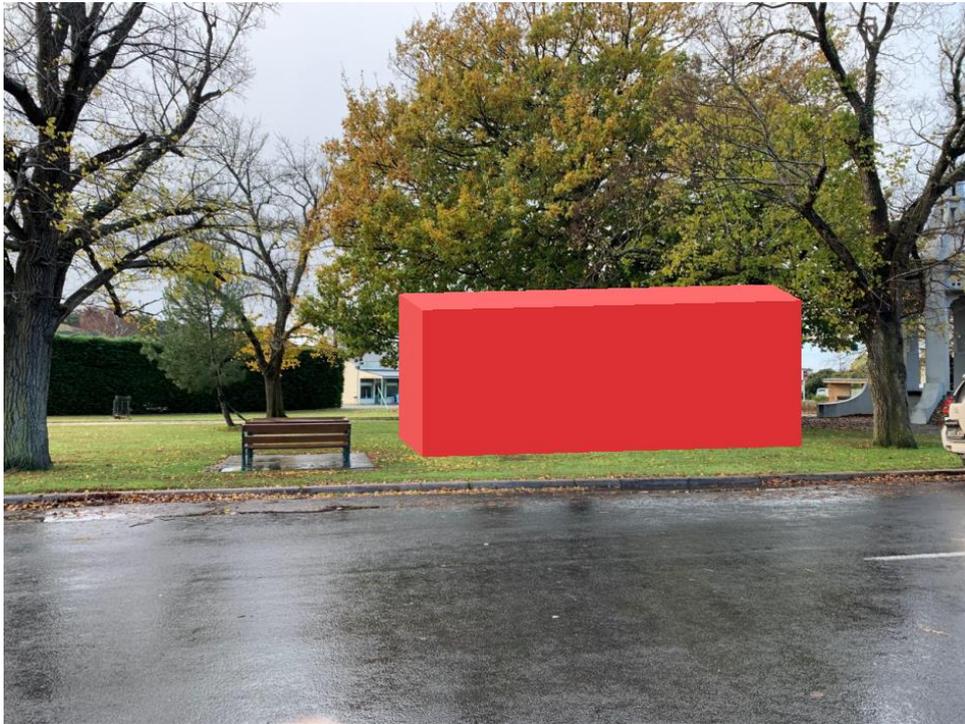


Site 1 (red)

This location offers an option close to the original siting of the gun within the Park, whilst allowing for the preservation of the significant view lines and streetscape.

This site includes an existing clearing that supports the siting of the proposed structure without requiring the removal of significant trees.

It is appreciated that the gun won't be as prominent during ceremonies, but that it will be more visible than it was in its original location, tucked in against the west side of the cenotaph.



For indication only - Not to scale



Artist impression (without barrier fencing)

Site two (blue)

This site will provide maximum visibility of the gun, which will be advantageous during RSL and other commemorative related activities and ceremonies.

It is probable that tree removal (or significant pruning) will be required to facilitate the appropriate siting of the proposed structure at this location.

Whilst the enhanced visibility will be beneficial during such ceremonies, the structures prominence is likely to detract from the amenity of the park's entrance and broader streetscape during other times.

Installing the shelter at this location will interfere with significant view lines and heritage character which has been identified and protected in Council's Heritage Precinct Policy and Planning Scheme.

It should be noted that this site is strongly preferred by the RSL.

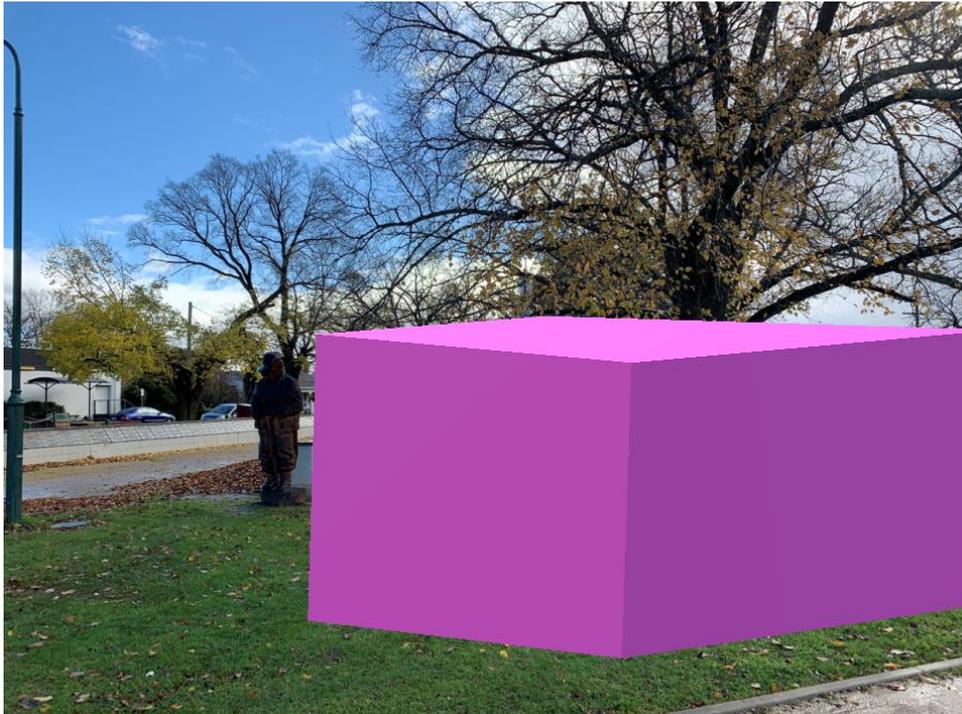


For indication only - Not to scale

Site three (purple)

This site has limited capacity to accommodate the shelter and would be subject to tree pruning. It should be noted that the available space at this location is limited and that the shelter will extend very close to the existing footpath, picnic table and seating, and protected trees. These setbacks must be considered in order to understand the impact on maintenance activities and compliant accessibility standards to the public infrastructure, or the cost of relocating such infrastructure.

Whilst the significant view lines identified within Council's Heritage Precinct Policy, are somewhat more protected through this option, the location is in close proximity to the formal entrance of the Park, and remains prominent in the key view line from the Fire Station and Band Rotunda.



For indication only - Not to scale

Policy considerations

Clause 15.1-2S of the *Pyrenees Planning Scheme* requires Council to ensure that development is designed to protect and enhance valued landmarks, views and vistas.

The Pyrenees Shire Heritage Precinct Policy identifies the Park as being of local significance. The Policy goes on to confirm that the “*landscape recreational sites – with their mature trees and grassed precincts (notably the Memorial Gardens, corner Havelock and Livingston Streets) - are significant foci in the town*”.

Objectives of the Policy (shown at part 4.1.2) include conserving the uniformity of setbacks within the Heritage Precinct and “*continuing to conserve and enhance the significant urban foci (and views) in the precinct, including the Memorial Band Rotunda; Fire Station, and Memorial Gardens*”.

Part 4.1.3 of the Policy, requires that “*existing significant visual connections, from existing thoroughfares and significant sites, particularly those views of the Memorial Band Rotunda, Fire Station and Memorial Gardens, and the tree lines in Havelock, Neill and Pratt Streets should remain unobstructed and enhanced wherever possible*”.

Clause 02.03-4 of the *Pyrenees Planning Scheme*, confirms that “*Pyrenees Shire seeks to protect its heritage and built environment by:*

- *Conserving cultural and heritage assets, including buildings, streetscapes, places, landscapes, mining-related areas and infrastructure that contribute to the identity of the Shire.*
- *Retaining the established character of existing townships.*



View line corridor protected by the Heritage Precinct Policy (facing south-east)



View line corridor protected by the Heritage Precinct Policy (facing north-west)

In accordance with the *Pyrenees Planning Scheme* (specifically the Heritage Overlay), before deciding on an application, Council must consider, as appropriate:

- The Municipal Planning Strategy and the Planning Policy Framework.
- The significance of the heritage place and whether the proposal will adversely affect the natural or cultural significance of the place.
- Any applicable statement of significance (whether or not specified in the schedule to this overlay), heritage study and any applicable conservation policy.

- Any applicable heritage design guideline specified in the schedule to this overlay.
- Whether the location, bulk, form or appearance of the proposed building will adversely affect the significance of the heritage place.
- Whether the location, bulk, form and appearance of the proposed building is in keeping with the character and appearance of adjacent buildings and the heritage place.
- Whether the demolition, removal or external alteration will adversely affect the significance of the heritage place.
- Whether the proposed works will adversely affect the significance, character or appearance of the heritage place.
- Whether the proposed subdivision will adversely affect the significance of the heritage place.
- Whether the proposed subdivision may result in development which will adversely affect the significance, character or appearance of the heritage place.
- Whether the proposed sign will adversely affect the significance, character or appearance of the heritage place.
- Whether the lopping or development will adversely affect the health, appearance or significance of the tree.
- Whether the location, style, size, colour and materials of the proposed solar energy system will adversely affect the significance, character or appearance of the heritage place.

In the instance that Council elects to auspice the proposed shelter works, the requirement for a planning permit becomes exempt, however the policy principles and objectives remain and must be considered in the selection of an appropriate location.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 1 - People

1b. Support a vibrant community arts, culture and heritage environment.

1e. Improve social outcomes.

Priority 2 - Place

2a. Sustain and enhance unique character of our communities.

2c. Promote responsible development.

Enabling Principles

a. Motivate and inspire community involvement

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

It is highly probable that cost of achieving design and construction standard that is appropriate for the public realm, will exceed the funds that RSL have committed to the project.

A further report will be brought to Council once more detailed design work and costings have been undertaken. This will provide Council with information on any funding shortfalls as well as potential identifying funding sources that allow for support of the project.

CONCLUSION

The objectives of the Pyrenees Planning Scheme and relevant policy, including the Heritage Overlay and Pyrenees Shire Heritage Precinct Policy, identify the Park as having significant value, particularly with regards to the protection of view lines (foci) and the preservation of planted trees and the street scape.

In order to achieve the objectives identified within the relevant policy, view lines between the Fire Station, Band Rotunda and Memorial Garden (the Park) are required to be maintained.

The location identified as 'Site 1' poses the least impact on heritage and streetscape values, whilst maintaining the open and grand entrance to the Park. Site 1 allows for the remainder of the park to be available for public and municipal activities into the future, as the Beaufort community grows.

It is on the basis of least impact, that Site 1 is the preferred location for the construction of a shelter and keeping of the restored Krupp Gun (subject to underground service scanning).

Cr Damian Ferrari / Cr David Clark

That Council:

1. Notes the policy principles identified within the *Pyrenees Planning Scheme* (specifically local policy, the Heritage Overlay and the Pyrenees Shire Heritage Precinct Policy).
2. Determines that the area identified as 'Site 1' is the preferred location for the installation of a shelter to protect the restored Krupp Gun, subject to underground service scanning;
3. Agrees to undertake further investigations of 'Site 1' to confirm suitability;
4. Agrees to auspice the works associated with the installation of a shelter to protect the restored Krupp Gun; and
5. Agrees to support the development of a shelter design, that ensures empathy towards the heritage value of the site, and broader streetscape, in consultation with Beaufort's Returned Solders League members.

CARRIED

13.2. CORPORATE AND COMMUNITY SERVICES

13.2.1. INTERNAL AUDIT PROGRAM SERVICE PROVIDER 2022-2023

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 32/04/04

PURPOSE

The purpose of this report is to seek Council endorsement of a recommendation to extend the contract for internal audit services provision for a further 12 months.

BACKGROUND

The current contract for internal audit services provision was awarded in 2017 to AFS & Associates of Bendigo following a public tender process. This contract was due to expire on 30 June 2020. Annexure A of the contract, item 11, allows for further terms to be awarded for 1 x 1 x 1 year options.

Extensions of the original contract have been approved as follows:

- 9 June 2020 – Council resolved to extend the contract for a period of 12 months from 1 July 2020 to 30 June 2021.
- 15 June 2021 – Council resolved to extend the contract for a further period of 12 months from 1 July 2021 to 30 June 2022.

ISSUE / DISCUSSION

To maintain consistency of approach and building upon the organisational knowledge developed over the past four years by AFS & Associates, it is considered appropriate that the third term extension option in the existing contract be utilised to extend the contract by a further 12 months to 30 June 2023.

At their meeting of 24 May 2022, Council's Audit & Risk Committee considered extending the contract for a further 12 months and made a recommendation to Council that this is endorsed through Council Resolution.

This is the last extension permitted under the existing contract 2016/014 for Internal Audit Services. It is required, therefore, that a new contract will be required for the period extending beyond July 2023 and quotations will be sought for renewal of that service in early 2023. As the service is budgeted for less than \$150,000 over the three-year period, this is less than the current tender threshold in the Council's Procurement Policy.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

b. Provide transparency and accountability

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

Internal Audit provides a third line of defence in the process of managing key enterprise risks by providing independent and expert review services for operational processes and performance within Council.

CONCLUSION

The Audit & Risk Committee has recommended that Council endorses a further extension of the existing contract with AFS & Associates for internal audit services, for a further 12 months to 30 June 2023.

Cr Robert Vance / Cr Tanya Kehoe

That Council:

1. Resolves to extend the existing contract with AFS & Associates for internal audit services, for a further 12 months to 30 June 2023, and
2. Requires Council Officers to seek quotations for the delivery of Internal Audit Services for the period 1 July 2023 to 30 June 2026.

CARRIED

13.2.2. COUNCILLOR EXPENSES POLICY

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 16/24/17

PURPOSE

The purpose of this report is for Council to consider and adopt the revised Councillor Expenses Policy.

BACKGROUND

The *Local Government Act 2020* required Council to adopt a Council Expenses Policy as part of governance improvements in 2020. At the time of adoption in August 2020, it was determined that the Councillor Expenses Policy be reviewed in June 2022.

ISSUE / DISCUSSION

In accordance with the policies and procedures review schedule, a review of the Councillor Expenses Policy was completed in May 2022.

The review concluded that no changes were required, and draft version 3.1 is now provided for the Council's consideration and adoption.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

b. Provide transparency and accountability

ATTACHMENTS

1. POLICY Councillor Expenses Policy 2022 [**13.2.2.1** - 6 pages]

FINANCIAL / RISK IMPLICATIONS

There are no financial or risk implications associated with this report.

CONCLUSION

The Councillor Expenses Policy was scheduled for review in June 2022. This review has been completed with no changes recommended. Council is now requested to consider and adopt the draft version 3.1 of the policy.

Cr David Clark / Cr Damian Ferrari

That Council adopts version 3.1 of the Councillor Expenses Policy.
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CARRIED

13.2.3. ADOPTION OF 2022/23 BUDGET, TEN YEAR FINANCIAL PLAN AND REVISED REVENUE AND RATING PLAN

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Glenn Kallio – Manager Finance

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 32/08/18

PURPOSE

This report presents to Council the 2022/23 Proposed Budget, Revenue and Rating Strategy and 10 Year Financial Plan for consideration and adoption.

BACKGROUND

The Local Government Act 2020 (the Act) requires the Council to prepare a budget for the upcoming financial year and 3 subsequent financial years. In preparation of the 2022/23 Budget Council reviewed the 10 Year Financial Plan and Revenue and Rating Strategy.

The preparation of the budget begins with Officers preparing the operating and capital components of the budget during January and February. The various components of the budget are then prepared and discussed with the Council at informal briefings. A proposed budget is then prepared in accordance with the Act and the following steps are followed to review and adopt the budget in June: -

1. Officers to prepare the annual budget in accordance with the Act and submit the “proposed” budget to Council for approval in “principle”.
2. Council is then required to give 28 days' notice of its intention to adopt the proposed budget and make the budget available for inspection at its Offices.
3. Individuals have the right to make a submission on any proposal contained in the budget and any submission must be considered before adoption of the budget by Council.
4. Council is to formally adopt the budget after receiving and considering any submissions from interested parties.

The budget is required to be adopted by 30 June each year and is prepared in accordance with the Local Government Act 2020 and the Local Government (Planning and Reporting) Regulations 2020.

This report also includes detailed information about the rates and charges to be levied and other financial information which the Council requires to make an informed decision about the adoption of the budget. The budget includes consideration of several long-term strategies to assist Council in considering the Budget in a proper financial management context.

These include: -

- 10 Year Financial Plan;
- Revenue and Rating Plan; and
- Borrowing Strategy
- Council Plan

ISSUE / DISCUSSION

1. The proposed 2022/23 Budget has been prepared taking into account the Victorian Governments Rate Cap of 1.75%.
2. The proposed budget and 10 Year Financial Plan have been prepared considering the latest economic factors to ensure the long term financial sustainability of the Council.
3. The Revenue and Rating Strategy has been reviewed ensuring the equitable distribution of rates across the municipality.
4. Property revaluations are completed annually and, although the Council's rate increase is 1.75%, actual rate increases of individual properties are impacted by changes in property valuations across the municipality. The effect of this is that individual rates can vary from the rate cap set by the Victoria Government.
5. The proposed budget has included a capital budget that is considered sustainable for both the 2022/23 financial year and for the next 10 years.
6. It is proposed that Council borrow \$650,000 which will be used for the funding of strategic land purchases that Council resolved in the 2021/22 financial year.
7. The waste management charges for 2022/23 will remain at 2021/22 levels.
8. An adjustment to the Revenue and Rating Plan was undertaken following receipt of the annual property valuations. The most significant adjustments proposed were:
 - the reduction of the rating differential for rural properties from 74% to 70% of the general rate (having regard to the significant increase in valuation of farm properties), and
 - Increase in the rating differential for commercial and industrial property from 110% to 115% of the general rate.
9. Public notice of the proposed Budget, Financial Plan and Revenue and Rating Plan was given in accordance with Councils Engagement Strategy through notice in the Pyrenees Advocate and an opportunity was provided for members of the public to make submissions including through the Engagement Hub on Councils website. The Mayor and CEO also held three information sessions to discuss elements of the budget with members of the public. No formal submissions were received at the time of preparing this report.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

- b. Provide transparency and accountability
- c. Use resources efficiently and effectively

ATTACHMENTS

1. 2022- Revenue-and- Rating- Plan [**13.2.3.1** - 49 pages]
2. Pyrenees Shire Council 10 Year Budget Document [**13.2.3.2** - 32 pages]
3. 2022-23 Pyrenees Shire Council Draft Budget [**13.2.3.3** - 54 pages]
4. Fees 2022-23 [**13.2.3.4** - 19 pages]

FINANCIAL / RISK IMPLICATIONS

All financial implications have been considered within the 2022/23 Proposed Budget, 10 Year Financial Plan and Revenue and Rating Strategy.

CONCLUSION

This report presents the 2022/23 Proposed Budget, 10 Year Financial Plan and Revenue and Rating Strategy for consideration and adoption. It is considered that these strategic documents enable the Council to deliver its essential services and projects in line with the Councils vision.

Cr David Clark / Cr Damian Ferrari

That Council:

1. Resolves it has considered all submissions and presentations made to Council.
2. Acknowledges the contribution of submitters to the budget process and thank them for their contribution.
3. Authorises officers to provide a formal response to each submitter.
4. Pursuant to Section 94 of the Local Government Act 2020, adopts the proposed 2022/2023 Budget as attached.
5. Adopts the proposed 10 Year Financial Plan 2022/23 -2031/32 as attached.
6. Adopts the proposed Revenue and Rating Plan 2022-2026 as attached.
7. Adopts the Fees and Charges as attached.
8. Authorises the Chief Executive Officer to give notice of the decision to adopt such budget.
9. Discloses that as at 30 June 2022 the total amount borrowed by Council is {resolution}.
10. Projects that \$650,000 will be borrowed during the 2022/23 financial year.
11. Projects that \$32,000 will be redeemed during the 2022/23 financial year.
12. Projects that the cost of servicing the borrowings during the 2022/23 financial year will be \$16,000.
13. Projects that as at 30 June 2023 Council borrowings will total \$618,000.
14. Proposes that the rate in the dollar for each type of rate to be levied for the 12 month period from 1 July 2022 to 30 June 2023 are:

Type or class of land	Budget 2022/23 cents/\$CIV
General rate for rateable residential properties	0.2368
General rate for rateable commercial properties	0.2723
General rate for rateable industrial properties	0.2723
General rate for rateable vacant non-farm land properties less than two hectares	0.6628
General rate for rateable non-farm vacant land properties between two hectares and forty hectares	0.5446
General rate for rateable non-farm vacant land properties greater than forty hectares	0.3670
General rate for undevelopable land	0.2368
General rate for rateable farm properties	0.1657
Recreational properties	0.2368

NB: Definition of differential rates is as per the proposed 2022/23 Budget

15. Proposes that no municipal charge be declared; and
16. In accordance with the provisions of section 171 of the Local Government Act 1989, Council will waive 50% of the Rates levied for the 2022/23 year on properties where the property is classified as Recreational for rating purposes.
The objective of this waiver is to provide financial assistance to those sporting and recreational clubs that are required to pay rates.
17. Proposes to levy a Waste Facilities/Disposal Charge of
 - \$202.00 for the period 1 July 2022 to 30 June 2023 on improved properties.
 - \$68.00 for the period 1 July 2022 to 30 June 2023 on unimproved properties.
 - Owners of "farm rated" properties will pay a maximum of three

“unimproved charges” for farm rate properties upon application.

18. To levy a Kerbside Garbage, Recycling and/or Green Waste collection service of \$498 on those properties receiving a service in the Beaufort and Avoca kerbside collection districts for the period 1 July 2022 to 30 June 2023
19. To levy a Kerbside Garbage and Recycling collection service of \$498 in the other urban townships and rural areas for the period 1 July 2022 to 30 June 2023.
20. That the general rates and service charges referred to in this recommendation shall be levied by the service of a notice on each person liable to pay such rate or charge in accordance with s.158 of the Local Government Act 1989.
21. That the rates and charges declared by the Council for 2022/23 financial year must be paid as follows:
 1. By four instalments made on or before the following dates:
 - i. Instalment 1 - 30 September 2022
 - ii. Instalment 2 - 30 November 2022
 - iii. Instalment 3 - 28 February 2023
 - iv. Instalment 4 - 31 May 2023
 2. By a lump sum payment made on or before 15 February 2023.
22. That the Chief Executive Officer be authorised to levy and recover the rates and charges in accordance with the Local Government Acts 1989 and 2020.

CARRIED

13.2.4. REVISION - CHILD SAFETY & WELLBEING POLICY

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Author: Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 16/25/02

PURPOSE

The purpose of this report is to request the Council's adoption of a revised Child Safety & Wellbeing Policy.

BACKGROUND

In 2015 the Victorian Government introduced minimum compulsory Child Safe Standards for organisations that have regular and direct contact with children or young people to create and maintain child-safe environments, including local government.

New Child Safe Standards will be introduced on 1 July 2022 with which the Council must now comply.

The existing Child Safe Standards commenced in Victoria in January 2016. After five years, changes are being made to make the Standards stronger.

Although similar to Victoria's current Child Safe Standards, the number of Standards has increased to eleven and key changes include new requirements:

- To involve families and communities in organisations' efforts to keep children and young people safe.
- For a greater focus on safety for Aboriginal children and young people.
- To manage the risk of child abuse in online environments.
- In relation to governance, systems, and processes to keep children and young people safe.

ISSUE / DISCUSSION

In preparation for the new Standards, Council officers are reviewing the existing Child Safe Framework to ensure it continues to meet the requirements of the eleven Standards. Council officers also participate in Victorian networks to ensure that processes and priorities are aligned across the local government sector, and to develop guidelines focused on local government needs. A training module has been developed which has been made available to councils for a nominal sum.

As the first part of the review into the Council's Child Safe Framework, the Council adopted two revised documents at its meeting in April 2022:

- Child Safe Policy
- Child Safe Code of Conduct for Councillors and Staff

Ongoing review of procedures and assessment of actions required to implement the new Standards has identified a required change in the formerly adopted Child Safe Policy:

1. The procedure for creating a Child Safe Organisation is no longer relevant and some information can be included within the Policy to allow removal of that procedure from the system,
2. The Policy should be named "Child Safety & Wellbeing Policy",
3. Greater clarity on each of the eleven new Standards should be included, and
4. Detail is required in the Policy on how it and the new Standards will be implemented – particularly relating to involvement of the community and children / young people.

Implementation of the new Standards is proposed by Council officers by:

- Establishing a working group representing Council areas regularly involved with children and/or young people and community volunteers,
- Conducting a risk-based gap analysis of existing Council processes and controls against the revised Standards,
- Identifying and documenting in a Child Safe Strategy what is reasonably required to ensure compliance, focusing on:
 - The areas where additional controls or process improvement may be required and can reasonably be implemented.
 - The level of collaboration required / desired with our communities and children / young people.
 - Essential resource requirements.
 - Training requirements for staff involved with children and young people.
 - Awareness program for all other staff.
 - Information / guidance provision for our community.

Council officers are aware of financial and resource constraints within Council's 2022/23 budget and will take this into account when identifying essential and reasonable implementation actions.

A new Child Safety & Wellbeing Policy has been drafted and the Council's consideration and adoption of the revised policy is requested.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 1 - People

- 1a. Prepare for emergencies and ensure community safety.
- 1c. Improve accessibility and inclusivity.
- 1d. Promote health, wellbeing, engagement and connection.
- 1e. Improve social outcomes.

Enabling Principles

- a. Motivate and inspire community involvement
- c. Use resources efficiently and effectively

ATTACHMENTS

1. Policy Child Safety Wellbeing V3 0 DRAFT [13.2.4.1 - 8 pages]

FINANCIAL / RISK IMPLICATIONS

Non-compliance with Standards or schemes introduced by the *Child Wellbeing and Safety Act 2005* exposes Council as an organisation to financial penalties and reputational risk, and individuals to criminal prosecution and potential for imprisonment, fines, and reputational damage.

CONCLUSION

The review of the existing framework continues with a need to improve the clarity of the Policy adopted by Council in April 2022. This Policy has been revised and renamed and is now provided to the Council for their consideration and adoption.

Cr Robert Vance / Cr Tanya Kehoe

That Council approves the revised draft *Child Safety & Wellbeing Policy*.

CARRIED

13.2.5. AUDIT & RISK COMMITTEE

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 32/04/04

PURPOSE

The purpose of this report is to provide Council with an update of the Audit & Risk Committee Meeting M005 held on Tuesday 24 May 2022, and a request to adopt the updated Audit & Risk Committee Charter 2022.

BACKGROUND

Section 54 of the *Local Government Act 2020* requires the Council to establish an Audit & Risk Committee. Council re-established its Audit & Risk Committee and approved the revised Audit & Risk Committee Charter under these provisions at its meeting in June 2020.

The Act also requires an Audit & Risk Committee to develop and work to an annual work plan.

ISSUE / DISCUSSION

A copy of the Minutes from the Meeting of the Audit & Risk Committee held on 14 May 2022 is attached for Council information.

Meeting overview

A brief overview of the issues considered by the Committee is provided below for information -

- The VAGO (Victorian Attorney General's Office) Audit Strategy and Interim Management Letter for the Financial Year ending 30 June 2022, presented by Crowe, Melbourne.
- Internal Audit review reports:
 - Fraud & Corruption Control
 - Integrated Service Level Planning
- An update on outstanding issues (outstanding recommendations from past internal audit reviews).
- A recommendation on a final extension of the internal audit provider contract for 2022/23.
- A status report on a review of the Council's policy framework.
- Outcomes of the 2022 annual review of Audit & Risk Committee performance.
- A review of the internal audit program, changing the program to include two new reviews:
 - Contract Management
 - Governance of Community Asset Committees (substituted for the formerly approved Governance review)
- The scheduled review of the Audit & Risk Committee Charter.

No disclosures of fraud or compliance breaches were made in the reporting period.

Outstanding Issues Update

An internal audit review was conducted of Council's outstanding issues register resulting in 33 recommendations being completed and closed. A copy of the current outstanding issues register is attached for information.

Review – Audit & Risk Committee Charter

The Audit & Risk Committee Charter was last reviewed in 2020 and includes a requirement to review every two years.

A review of the Charter was undertaken and presented to the Committee for consideration. Following discussion, it was agreed to make three changes, which have been completed.

A copy of the Audit & Risk Committee Charter is attached for Council consideration and adoption is now requested.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Enabling Principles

b. Provide transparency and accountability

ATTACHMENTS

1. 2022 05 25 DRAFT Minutes Audit Risk Committee Meeting 24 05 2022 [**13.2.5.1** - 28 pages]
2. May 2022 Outstanding Issues Register [**13.2.5.2** - 30 pages]
3. PSC Audit and Risk Committee Charter May 2022 [**13.2.5.3** - 11 pages]

FINANCIAL / RISK IMPLICATIONS

All financial issues have been addressed in the body of this report.

CONCLUSION

A meeting of the Council's Audit & Risk Committee was held on 14 May 2022. This report provides an overview of discussions at that meeting and requests Council consideration and adoption of an updated Audit & Risk Committee Charter.

Cr Damian Ferrari / Cr David Clark

That Council:

1. Notes the minutes of the Audit & Risk Committee meeting held on 14 May 2022 and the attached Outstanding Issues Register, and
2. Adopts the updated Audit & Risk Committee Charter.

CARRIED

13.2.6. NAMING OF AVOCA HUBS

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Kathy Bramwell – Director Corporate and Community Services

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 229042910

PURPOSE

The purpose of this report is to seek Council approval for the proposed naming of two Council facilities in Avoca.

BACKGROUND

Council received government funding to develop two hubs in Avoca:

- a. The refurbishment of the old shire offices, next to the Avoca Shire Hall, with a view to using the facility as a community hub or for business, and
- b. The development of a new digital hub at the rear of the Avoca Information Centre, with a view to using the facility as a technology space for small or start-up businesses.

The facilities will be available for use by the local community and businesses.

To ensure clarity and differentiation between the two hubs, a proposal was submitted for Council's consideration to name the two hubs. The Victorian Government *Naming rules for places in Victoria* recommends that community facilities and infrastructure be officially named and registered to ensure emergency services can locate them for the sake of public safety.

Section 2.3.3 of Council's Reconciliation Action Plan 2021-2024 commits Council to exploring opportunities for the naming of new sites within the Pyrenees Shire to include traditional language place names.

Names considered appropriate for the type of facility were explored and approval was sought from the Dja Dja Wurrung Clans Aboriginal Corporation (trading as Djaara) and in March 2022, Council approved public consultation to be undertaken regarding the naming of the two hubs and a communal meeting room.

ISSUE / DISCUSSION

Following Council's resolution at its meeting on 15 March 2022 authorising officers to enter the public consultation phase of the formal naming process of the Avoca facilities, public consultation was undertaken through:

- Publication on Council's *Engagement Hub* section of the website,
- Promotion and request for feedback via Council's noticeboard published in the local media, and
- Promotion and request for feedback via a flyer displayed publicly.

Names put forward for community consideration that were approved for use by the Dja Dja Wurrung Clans Aboriginal Corporation (trading as Djaara) were:

- a. Gunga – proposed as the name of the community hub in the old shire offices. The English translation of ‘Gunga’ is ‘to do, to work, to create, to make something’.
- b. Wurreka – proposed as the name of the central meeting room within the community hub in the old shire offices. The English translation of ‘Wurreka’ is ‘to yarn, to talk’.
- c. Balaki Wuka – proposed as the name of the digital hub at the rear of the Avoca Information Centre. The English translation of ‘Balaki Wuka’ is ‘giving to community’

No comments or submissions were received from our community members and Council is now requested to endorse the proposed names as detailed below:

- That the new hub at the old shire offices be named: ***The Gunga Community Hub.***
- That the new digital hub at the rear of the Avoca Information Centre be named: ***The Balaki Wuka Digital Hub.***
- That the communal meeting room within the old shire offices hub be named: ***Wurreka Community Meeting Place.***

Subject to a positive Council resolution, this outcome will be communicated to the Registrar of Geographic Names with a request for registration.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 1 - People

1c. Improve accessibility and inclusivity.

Priority 2 - Place

2a. Sustain and enhance unique character of our communities.

Enabling Principles

a. Motivate and inspire community involvement

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

The naming of community facilities is important to ensure public safety through clear location identification for emergency services response.

CONCLUSION

Victorian naming rules and Council’s Reconciliation Action Plan encourages the consideration and use of names taken from appropriate Aboriginal language for naming purposes and Council officers successfully sought approval from the Traditional Owners of the Avoca regions, the Dja Dja Wurrung, to consider the use of names in this regard. The naming proposals were published for public comment with no submissions being received. Council is now requested to adopt the naming proposals as detailed within the body of this report.

Cr Robert Vance / Cr Tanya Kehoe

That Council:

1. Resolves to adopt the following names for the new facilities in Avoca:
 - a. The new community hub at the old shire offices be named: The Gunga Community Hub.
 - b. The new digital hub at the rear of the Avoca Information Centre to be named: The Balaki Wuka Digital Hub.
 - c. The communal meeting within the old shire offices be named: Wurreka Community Meeting Place.
2. Requires officers to seek registration by the Registrar of Geographic Names of the following facility names to support public safety:
 - a. The Gunga Community Hub, Cnr Rutherford & Cambridge Streets, Avoca
 - b. The Balaki Wuka Digital Hub, rear of 122 High Street (Rutherford Street), Avoca
3. Requires officers to arrange for display of appropriate signage to facilitate accessibility.

CARRIED

13.2.7. COMMUNITY GRANTS - ROUND 2 2021/22

Presenter: Kathy Bramwell - Director Corporate and Community Services

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Martin Walmsley – Manager Community Wellbeing and Development

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 32/14/35

PURPOSE

The Purpose of this report is to seek Council consideration and awarding of Community Grant applications received for Round 2 of the 2021/22 program – additional awards.

BACKGROUND

Council considered a report on Community Grants – Round 2 2021/22 at the Council Meeting on the 19 April 2022 and resolved to award 15 grants to community groups. Under the Community Capital Works & Infrastructure Grants scheme, an application was made by the Evansford Community Centre Inc. for \$6,405 to undertake works on replacing the southern boundary fence. Council resolved to allocate \$3,225.

The Committee has written to Council seeking Council's reconsideration of the full amount, as requested, as without it they will not be able to complete the project.

A request has also been received from the Barkly Hall and Recreation Reserve Committee who were funded in Round 1 2021/22 for \$7,000 towards the installation of a half basketball / netball court. Payment of the grant was deferred until the project was fully funded to maximise time for funding acquittal. The Committee has subsequently sought the Council's advice of other funding options to meet the \$6,000 shortfall for their project.

ISSUE / DISCUSSION

\$5,635.00 remains available in the Community Grants – Round 2 fund. Council consideration is now being sought for allocation of additional funding to support our community as follows:

The amounts requested are:

- Evansford Community Centre Inc – Council consideration to allocate the balance of a grant of \$3,180
- Barkly Hall and Recreation Reserve Committee – Council consideration of allocating the outstanding sum to complete their project of \$6,000

TOTAL: \$9180

If both projects were funded, it would result in an over-expenditure of \$3,545 in community grants for the 2021/22 financial year.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 1 - People

1d. Promote health, wellbeing, engagement and connection.

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

N/A

CONCLUSION

Council has received 2 requests for additional Community Grants funding to enable projects to be completed. Council consideration is now requested for funding of the additional amounts.

Cr David Clark / Cr Damian Ferrari

That Council allocates additional funding from the 2021/22 community grants program of:

1. \$3,180 to Evansford Community Centre Inc; and
2. \$6,000 to Barkly Hall and Recreation Reserve Committee.

CARRIED

13.3. CHIEF EXECUTIVE OFFICE

13.3.1. LEXTON BUSHFIRE ASSET RESTORATION

Presenter: Jim Nolan - Chief Executive Officer

Declaration of Interest: As presenter of this report, I have no disclosable interest in this item.

Report Author: Jim Nolan – Chief Executive Officer

Declaration of Interest: As author of this report, I have no disclosable interest in this item.

File No: 28/06/36

PURPOSE

The purpose of this report is for Council to consider a response to a decision recently by the appointed agency to deny a claim for reimbursement of costs associated with the restoration of critical infrastructure impacted by the Lexton bushfire.

BACKGROUND

In December 2019, the Lexton bushfire caused considerable damage to private and public assets. The restoration of the public assets has primarily involved tree work to remove and make safe dangerous and fallen debris as well as minor signage and guidepost replacement.

One of the more significant assets impacted was to guard rail over a stream on the Lexton-Amphitheatre Road costing \$62,198.

ISSUE / DISCUSSION

A claim was made by Council for reimbursement through the Natural Disaster Funding Arrangements (NDFA).

The Department of Transport (DoT) undertakes the role of Assessment Agency for claims made under the NDFA.

In respect of the claim for the guard rail replacement, Council's claim was considered ineligible for reimbursement. An excerpt from the DoT response is provided below:

This claim cannot be recommended for reimbursement due to the lack of sufficient precondition information that has been supplied, in accordance with Guideline 1 of the Victorian Disaster Recovery Funding Guidelines.

Photos provided to establish precondition must not be dated more than 4 years prior to the disaster occurring under these Guidelines.

No Photographic evidence has been provided to sufficiently establish the precondition of this asset prior to the Bushfire

It appears that there is a gap in your road inspection data that you are unable provide a precondition photo of this site within the period required.

The one photo provided is from an inspection report and taken in 2016. It does not have meta data attached to the photo to establish when it was actually taken. It does not meet the Guidelines for this information.

While inspections of Council Road assets occur at regular intervals to enable Council to appropriately manage the assets, photos to the standard required by the current VDRF Guidelines have not been Council's practice and have not previously been required to support disaster funding claims until recent years. More recently Council has invested in collation of photographic evidence to the standard required by the new guidelines in anticipation that future disasters will inevitably occur.

The decision to deem the claim ineligible will result in Council being out of pocket for the cost of the guardrail replacement.

COUNCIL PLAN / LEGISLATIVE COMPLIANCE

Priority 1 - People

1a. Prepare for emergencies and ensure community safety.

ATTACHMENTS

Nil

FINANCIAL / RISK IMPLICATIONS

The cost of the asset replacement work of \$62,198 is an unbudgeted item.

Collation of photographic evidence of asset condition to meet NDFA guidelines will need to be an annual budget item for Council ongoing to enable future NDFA claims to be successful.

CONCLUSION

The claim for reimbursement for the damaged guardrail has been denied, leaving Council with an out-of-pocket expense of \$62,198.

OFFICER RECOMMENDATION

That Council writes to the relevant agency seeking a review of the decision to deny NDFA Claim MC 933DAA.

AN ALTERNATIVE MOTION WAS PUT FORWARD

Cr Robert Vance / Cr David Clark

1. That Council writes to the relevant agency seeking a review of the decision to deny NDFA Claim MC 933DAA; and
2. That the Mayor and CEO seek to meet with the relevant Minister to outline Council's concerns with current NDFA arrangements.

CARRIED

14. COUNCILLOR REPORTS AND GENERAL BUSINESS

Cr Robert Vance (De Cameron Ward)

- Attended the Councillor cuppa in Waubra which included an inspection of the Bowling Club clubrooms. All small sporting bodies and larger sporting bodies in small communities are vital to the whole lifestyle of the community. We need to support these bodies and help them to survive in any way we can.
- Chaired the Moonambel Tennis Reserve Committee of Management AGM.
- Attended the Audit & Risk Committee Meeting.
- Also attended the Rural Councils Victoria meeting. There are new members on the board.

Cr Tanya Kehoe (Mount Emu Ward)

- Joined the Municipal Emergency Management Planning Committee (MEMPC) meeting. The next meeting will be quite substantial as the Committee will be reviewing a number of policies.
- Chaired the Snake Valley market meeting. It is very exciting with the possibility of a market in Snake Valley. A Committee has been developed and will also be forming a relationship with the Beaufort Progress Association. Looking for the Snake Valley market to be a bit different to the Avoca and Beaufort markets.
- Attended the Beaufort Secondary College Council meeting. The school is doing such wonderful things.
- Was privileged to speak to the grade 5s and 6s at the Beaufort Primary School about Council meetings and a mock meeting was held.

Cr David Clark (Ercildoune Ward)

- Visited a number of Councils around the State in the last month.
- Great to meet with Rural Councils Victoria.
- Made some comments in relation to the election in the Advocate newspaper last week about the need for continuation of funds such as the Local Roads and Community Infrastructure Fund, Roads to Recovery, disaster mitigation funding and preparing our assets.
- The federal government has put funds aside for affordable housing and there's going to be an opportunity for local government to be a participant in the process.
- As ward Councillor, had a look through the facility at the Bowling Club in Waubra. Something needs to be done to improve the building considering a great new green has been installed.
- Hoping Waubra recreation reserve oval will be next on the list for lighting. In the interim, the Wind Farm Community Fund has given the football club \$25,000 for LED lights to be installed on the top of the towers to cut back the cost of power. This is an interim measure until the time that the lighting is upgraded.
- Getting closer to the re-opening of the pub at Waubra

Cr Damian Ferrari (Beaufort Ward)

- Met with Danielle Green MP and Martha Haylett to announce the funding for lighting at the Goldfields Recreation Reserve. \$250,000 was allocated for the lighting.
- Met with B4B. They are running some workshops about industry development. The next one is on Wednesday 15 July. Bookings are online.
- Met with RSL members regarding Krupps Gun and some other projects which are being considered.
- Attended the Beaufort Secondary College School Council meeting. It is a very progressive school that makes things happen. The school has a 'Hands On Learning' program and some tools were recently donated to the program.

Mayor Cr Ron Eason (Avoca Ward)

- Joined a Goldfields World Heritage Bid meeting. This bid involves 13 councils in the region and the bid is to try and have the goldfields world heritage listed.
- Inspected the facility at the Waubra Bowls Club.
- Attended the cuppa at Barkly. The cuppas are really good way for the community to meet with Councillors in their own backyard.
- The budget drop in sessions were recently held. Unfortunately, there weren't very many people in attendance. Encourage members of the community to attend some of these types of sessions.

15. CONFIDENTIAL ITEMS

CLOSURE OF MEETING TO MEMBERS OF THE PUBLIC

That, pursuant to the provisions of Section 4.1.1(c) of Council's Governance Rules, and Section 66 of the Local Government Act 2020, the meeting be closed to the public in order to consider confidential items.

Cr Robert Vance / Cr Damian Ferrari

That the meeting be closed to members of the public in accordance with Section 4.1.1(c) of Council's Governance Rules, and Section 66 of the Local Government Act 2020, in order to discuss the confidential reports listed below:

15.1 – Debt Recovery Action for Non Payment of Rates

CARRIED

The live streaming of Ordinary Meeting of Council 14 June 2022 stopped at 7:22pm to consider confidential items.

The Ordinary Meeting of Council re-opened and live streaming recommenced at 7:24pm.

16. CLOSE OF MEETING

The Ordinary Meeting of Council 14 June 2022 closed at 07:24pm.

Minutes of the Meeting confirmed _____

2022 Mayor Cr Ron Eason