

Murrindindi
Shire Council

MINUTES
of the
ORDINARY MEETING OF COUNCIL
WEDNESDAY 26 FEBRUARY 2020
at
Murrindindi Shire Council
Council Chamber
Perkins Street
Alexandra
6.00 pm

** Audio recordings of all Council meetings are taken by Council's Governance Officers and published on Council's website. (Resolution of Council 23 January 2019)

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1. PLEDGE AND RECONCILIATION STATEMENT

The meeting was opened with the Mayor declaring the following Pledge on behalf of all Councillors:

“As the Councillors democratically elected to represent our community as the Murrindindi Shire Council, we are committed to working together in the best interests of the people who live in our municipality, who conduct business here and those who visit.

We would like to acknowledge the traditional owners of the Taungurung Nation, and pay our respect to their Elders past and present, and its emerging and future leaders.”

2. APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Present:

Councillors L Dunscombe (Chair), M Rae, R Bowles, J Ashe, E Lording

Apologies:

Councillor C Bisset
Councillor S McAulay

In attendance:

Chief Executive Officer: Craig Lloyd
Director Corporate and Shared Services: Michael Chesworth
Director Community Engagement: Shivaun Brown
Director Assets and Development: Vito Albicini
Manager Governance and Risk: Tara Carter
Manager Business Services: Graham Haylock
Manager Community Assets: Caroline Lintott
Executive Assistant: Louise Chapple

3. COMMUNITY RECOGNITION

Suspension of standing orders to thank and acknowledge community achievements.

RESOLUTION

Cr M Rae/ Cr E Lording

That Standing Orders be suspended and that Community Recognition be recorded in the minutes of this meeting.

CARRIED UNANIMOUSLY

The meeting was suspended at 6:01pm.

Suspension of standing orders to thank and acknowledge community achievements for the following:

St Mary's Primary School:

School Captains	Will Fallon and Katelyn Puls
Student Representatives Council	Louis Matheson and Mia Oostendorp
Tenison House Captain	Ryan Goodman (absent)
Sebastian House Captain	Bella Cresswell
MacKillop House Captain	Josh Crane

Eildon Primary School:

School Captains	Xanthe Campbell and Isabella Hunkin
Student Representatives Council Captain	Kaiden Lovett (absent)
Delatite House Captain	Jade Johnson
Goulburn House Captain	Chelsea Webster

Marysville Primary School:

School Captains	Angus Burchall and Reese Stewart
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Alexandra Secondary College:

College Captains	Jackson Harris and Annabelle Love
College Vice Captains	Maddie Richards and Zac Miller

RESOLUTION**Cr M Rae / Cr E Lording****That Standing Orders be resumed.****CARRIED UNANIMOUSLY**

The meeting was resumed at 6:09pm.

4. DISCLOSURES OF INTEREST OR CONFLICT OF INTEREST

Nil.

5. CONFIRMATION OF MINUTES

5.1 Minutes of the Ordinary Meeting of Council held on 22 January 2020.

Officer Recommendation

That Council confirm the minutes of the 22 January 2020 Ordinary Meeting of Council.

RESOLUTION**Cr R Bowles / Cr J Ashe****That Council confirm the minutes of the 22 January 2020 Ordinary Meeting of Council.****CARRIED UNANIMOUSLY**

5.2 Minutes of the Confidential Meeting of Council held on 22 January 2020.

Officer Recommendation

That Council confirm the minutes of the 22 January 2020 Confidential Meeting of Council.

RESOLUTION**Cr J Ashe / Cr R Bowles****That Council confirm the minutes of the 22 January 2020 Confidential Meeting of Council.****CARRIED UNANIMOUSLY**

5.3 Minutes of the Special Meeting of Council held on 12 February 2020.

Officer Recommendation

That Council confirm the minutes of the 12 February 2020 Special Meeting of Council.

RESOLUTION**Cr M Rae / Cr E Lording****That Council confirm the minutes of the 12 February 2020 Special Meeting of Council.****CARRIED UNANIMOUSLY****6. PETITIONS**

Nil.

The Chairperson declared Public Participation Time.

7. PUBLIC PARTICIPATION TIME**7.1 OPEN FORUM**

Nil.

7.2 QUESTIONS OF COUNCIL

- 1. Why is it that I am banned from attending the yea library / council offices from noon to 5pm on a Friday and for Saturday AM - whilst a named employee does not work those hours?**

Mr Russell, I would not normally deal with this matter through a Council Meeting, however as you have raised specific details of your current prohibition into this public forum I will answer your question in the same manner.

As you are fully aware, the restrictions you currently face from attending the Yea Library are the result of the serious and ongoing targeting of my staff. You have previously been found guilty by a criminal court of assaulting a member of our staff who works at the Yea Library. You have also continued your ongoing aggression towards this person, and others, in writing, in your frequent letters to us.

As the Chief Executive Officer I have legal obligations to protect my staff from such behaviour.

You should also be aware that you are able to attend our other libraries at any time they are open to the public. You are currently able to attend the Alexandra Library during public opening hours, and are welcome to do so when visiting Alexandra, on one of your regular visits to our offices.

- 2. What is council going to do should I select to attend during those times that I am banned?**

Mr Russell, Victoria Police will be called and you will be removed from the premises.

The Chairperson closed Public Participation Time.

8. OUR PLACE

8.1 PETITION – SEALING OF FALLS AND ALLANDALE ROAD STRATH CREEK

Purpose

This report provides Council with a response to the petition tabled at the Ordinary Meeting of Council, 22 January, 2020. The petition requests to seal a section of Falls Road from the existing bitumen of Falls Road to Allandale Road, then along Allandale Road ending at Hanna's Road in Strath Creek.

Officer Recommendation

That Council:

1. note this report and that Council officers have reviewed the request from petitioners;
2. request the Manager Community Assets to consult with affected landowners regarding the potential for a special charge scheme to upgrade (seal) the following:
 - a) Falls Road from existing bitumen of Falls Road to Allandale Road
 - b) along Allandale Road ending at Hanna's Road in Strath Creek
3. request that the Manager Community Assets write to the convenor of this petition advising them of the resolution.

Background

A petition was tabled to Council at its Ordinary Meeting of 22 January, 2020. The petition was submitted by William John Rogers and was signed by 36 people.

The petition requests that Council seals the section of road from the existing bitumen on Falls Road to Allandale Road continuing along Allandale Road and ending at the intersection of Hanna's Road in Strath Creek.

The road from the end of the seal in Falls Road into Allandale Road up to Hanna's Road has been identified by the petitioners as:

1. Servicing the Village Green & Pavilion Cricket Ground, which is a local tourism attraction
2. Being prone to pot holes due to the steep decent and a sharp 90 degree corner
3. Attracting criticism from visitors and local residents.

Discussion

A detailed review of the request from the petitioners was conducted by Council officers, including an on-site inspection.

Falls and Allandale Roads are located in Strath Creek. Falls Road is located off the Broadford-Flowerdale Road and Allandale Road is located off Falls Road. The properties abutting these roads are zoned farming. Falls Road from the intersection of Broadford-Flowerdale Road is sealed for approximately 1.2 km. From this point the road becomes gravel for the remainder of Falls Road. Falls Road, past Allandale Road, continues into State Forest but is essentially a no-through road. Council's Road Management Plan classifies this section of road as a 'collector road' in Council's road hierarchy.

Allandale Road is also a no-through gravel road however, Council's Road Management Plan classifies this road as an 'access road' in Council's road hierarchy.

Council's Road Management Plan describes the function of the road as follows:

- A 'Collector Road' collects and distributes traffic from access roads to the wider network. It provides access in both urban and rural areas, has a high percentage of through traffic, includes access to abutting properties and caters generally for higher traffic volumes and traffic speeds for a higher percentage of heavy vehicles.

- An 'Access Road' is summarised as a road that provides predominately for direct access to properties and industries. It caters for low traffic volumes and generally for low traffic speeds with a low percentage of through traffic

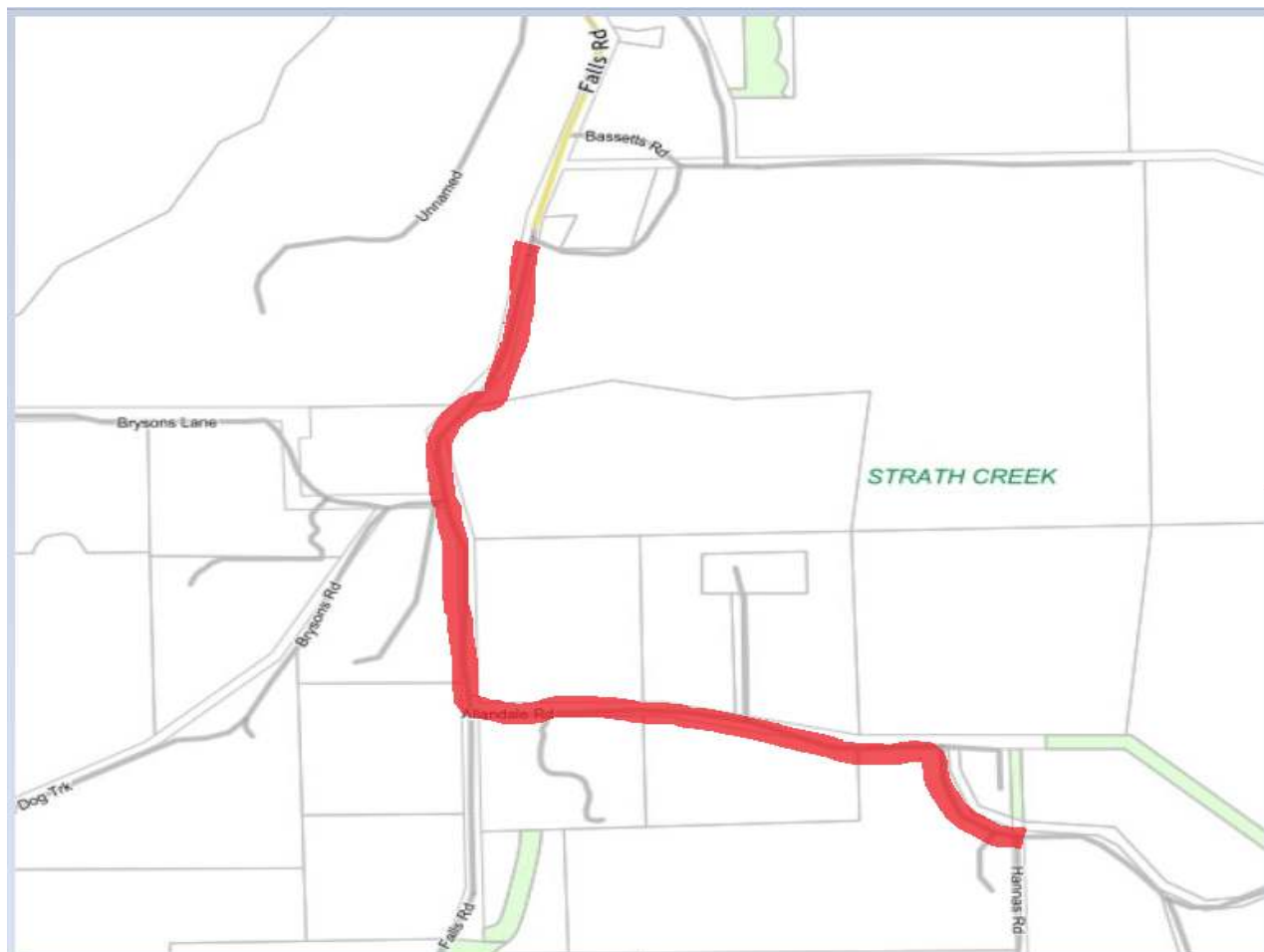
The unsealed sections of both Falls Road and Allandale Road are maintained to a maintenance Standard 3 as per the Council Road Management Plan which requires Council officers to inspect the road every six months. Any defects outside intervention levels detected during these inspections or reported to Council by community members are addressed in accordance with the Road Management Plan which sets the service response timelines. Allandale Road received a full gravel re-sheet as part of Council's capital works program in 2018.

Both Falls Road and Allandale Road were last inspected in September, 2019. As a result, defects were found in Falls Road resulting in grading works which were completed in October, 2019. Through proactive inspections, potholing and grading works have also been completed in Allandale Road over the last twelve months.

Council has recorded and responded to only three road maintenance request since 2016 in Falls Road and three road maintenance requests since 2016 in Allandale Road. These were in relation to potholing and request for grading of the road.

A search on Council record management system has found that no complaints were received from visitors criticising the construction type of these roads.

Falls Road is an undivided, two way unsealed rural road with a road width of approximately 7 metres. Allandale Road is an unsealed rural road. At the time of inspection, the road was found to be in an excellent condition with no corrugations or potholes. The road widths on both roads are wide enough to allow vehicles to pass (including trucks).



The Village Green & Pavilion is located approximately 1 km along Hanna's Road from the intersection with Allandale Road. Hanna's Road is sealed. The sealing of this road was fully

funded by the developer of the Village Green & Pavilion development as part of their planning permit requirements. In addition, they have a number of restrictions relating to its use.

A traffic study completed at the time of the permit application process concluded that the Village Green development would make adequate provision for its road and traffic needs and there was no expectation of a significant increase in maximum daily traffic flows than what was already occurring. In addition, the traffic study concluded that the existing traffic flows on the surrounding road network, including the unsealed roads, were well within capacity and all roads were capable of carrying substantially more traffic without difficulty and any hazard.

The petitioners have commented that Falls and Allandale Roads had been 'formally approved for sealing by the former Broadford Shire Council, prior to dissolution and Strath Creek's incorporation into Murrindindi Shire'. Council officers not have been able to find any information to confirm this.

Section 163 of the *Local Government Act 1989* is intended to enable a Council to recover the cost of capital works from property owners where those works will be of a special benefit to them. The benefit in this case, results from the proposed infrastructure work being additional to, or greater than the benefit to other properties in the broader community. Such works would also be of financial benefit with an increase in property values if the infrastructure was improved. As the majority of road users in Falls and Allandale Roads are the residents of this road, it is proposed that Council officers write to landowners likely to be affected to seek their interest and willingness to contribute to a Special Charge Scheme to upgrade (sealing) of the unsealed section of Falls Road to Allandale Road and Allandale Road to Hannas Road, Strath Creek, so as to proceed to the declaration of a scheme.

Council Plan/Strategies/Policies

Council adopted a *Special Charge Scheme for Infrastructure Works Policy* in December 2019 which sets out the policy framework and process for initiating a Scheme. The process to date has followed this Council policy and the relevant provisions of the *Act*.

This matter is consistent with the *Council Plan 2017-2021* Our Place strategy to 'enhance community safety, resilience and liveability through improved planning, community engagement, and a fair and transparent approach to compliance'.

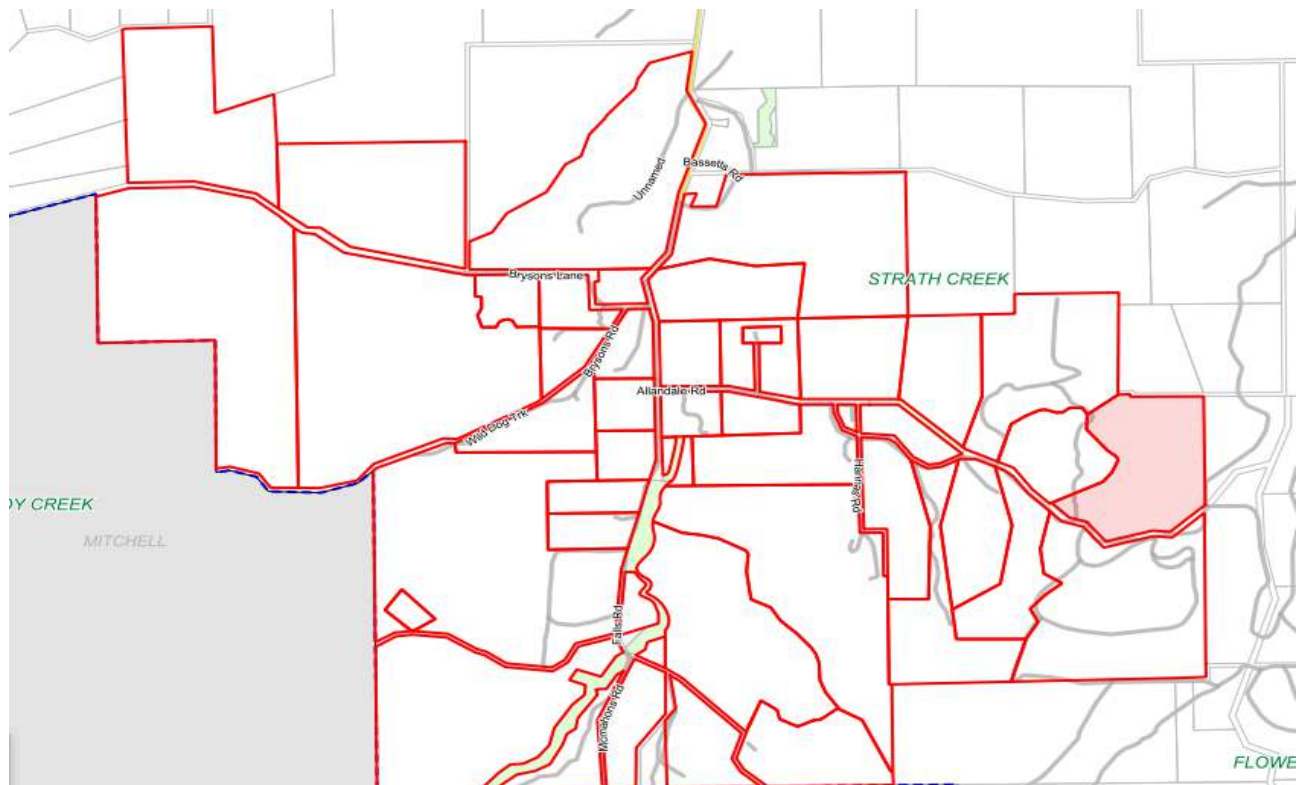
Relevant Legislation

The relevant legislation is:

- *Road Management Act 2004* - Code Of Practice Operational Responsibility For Public Roads
- *Section 163 Local Government Act 1989* - special rate and special charge relates to the declaration of a Scheme and directs Council in the consideration of how special charges apply to properties where there is a special benefit in relation to the proposed works.

Financial Implications and Risk

Initial estimates have indicated that the cost of this project would be approximately \$960,000. As both Falls and Allandale Roads are basically no through roads (Falls Road ends in a track to the State Forest), there is no benefit to the wider community. As such, all of the adjoining properties deriving special benefit through having this road constructed would be required to contribute 100% to the construction with each lot splitting the cost equally. The following map provides an overview of the properties that would have benefit in the sealing of Falls and Allandale Roads.



Conflict of Interest

There are no declared conflicts of interest by Council officers in relation to this report.

Community and Stakeholder Consultation

Internal consultation with Council’s Infrastructure Operations Department has been carried out in response to this petition.

RESOLUTION

Cr E Lording / Cr J Ashe

That Council:

1. note this report and that Council officers have reviewed the request from petitioners;
2. request the Manager Community Assets to consult with affected landowners regarding the potential for a special charge scheme to upgrade (seal) the following:
 - a) Falls Road from existing bitumen of Falls Road to Allandale Road
 - b) along Allandale Road ending at Hanna’s Road in Strath Creek
3. request that the Manager Community Assets write to the convenor of this petition advising them of the resolution.

CARRIED UNANIMOUSLY

9. OUR PEOPLE

10. OUR PROSPERITY

10.1 MURRINDINDI SHIRE TOURISM AND EVENTS COMMITTEE

Purpose

The purpose of this report is to provide Councillors with an update about the development of the Tourism and Events Committee.

Officer Recommendation

That Council:

1. note the delay in the presentation of the Tourism and Events Committee governance structure, to support the delivery of the 2019 Murrindindi Shire Council Tourism and Events Strategy
2. request that officers present their recommendations, in regards to the governance structure of the proposed Committee, to the April 2020 Ordinary Meeting of Council.

Background

In November 2019, Council adopted its 2019 Tourism and Events Strategy. It also requested "officers continue to work with LBTAs to develop a model for an appropriate governance structure to support the delivery of Council's Strategy, to take effect on 1st July 2020, for presentation to Council at its February 2020 Ordinary Meeting."

Discussion

The *Local Government Act 1989* has recently been reviewed and one outcome of the review is changes to the way that Councils are able to utilise Special Committees of Council. The new Local Government Bill is expected to be finalised late February. The officer's recommendation allows officers time to review the final outcome, brief Council and consult with Local Business and tourism Associations before putting a governance structure model to Council for decision.

These timeframes will still allow the Committee to be assembled by 1 July 2020.

Council Plan/Strategies/Policies

This report is consistent with the *Council Plan 2017-2021* Our Prosperity strategic objective 'in partnership with the community we will promote an environment in which business and community can thrive'.

Relevant Legislation

Local Government Act 1989

Financial Implications and Risk

Ensuring timely, industry based advice is provided to Council will improve the efficiency of the delivery of the Tourism and Events Strategy. This in turn, mitigates risks associated with the delivery of the Strategy.

Conflict of Interest

Council officers in the preparation of this report declared no conflict of interest.

Community and Stakeholder Consultation

Officers will use the feedback from Councillors in regards to this matter to review the existing documentation. The documentation will then be provided to the LBTAs for their advice and this will be used to inform the development of the final governance structure.

RESOLUTION

Cr M Rae / Cr J Ashe

That Council:

1. **note the delay in the presentation of the Tourism and Events Committee governance structure, to support the delivery of the 2019 Murrindindi Shire Council Tourism and Events Strategy**
2. **request that officers present their recommendations, in regards to the governance structure of the proposed Committee, to the April 2020 Ordinary Meeting of Council.**

CARRIED UNANIMOUSLY

10.2 GRANTS AND CONTRIBUTIONS PROGRAM

Attachment(s): Application Summary (refer Attachment 10.2)

Purpose

The purpose of this report is to inform Council of the allocations made to the January round of the 2019/20 Grants and Contributions Program.

Officer's recommendation:

That Council:

- Note the following grants awarded by Council officers under delegation:

Application	Reference	Funding Sought	Outcome
Community Projects and Events			
Alexandra RSL Sub Branch	CPE-1819-028	\$5,000	Supported in full with a grant of \$5,000.
Community Sponsorship			
MDC Foundation	CS-1819-029	\$3,220	Supported in full with a sponsorship of \$3,220.
Governance, Skills and Capacity Building			
BMS Tours Lake Eildon	GSCB-1819-006	\$800	Supported in full with a grant of \$800.
Tourism Events			
Kinglake Country Fair Inc.	ES-1819-013	\$6,318.10	Supported in full with a grant of \$6,318.10 (including fee waiver)
Big Hill Events	ES-1819-019	\$3,500	Supported in full with a grant of \$3,500

Background

The Grants and Contributions Program provides the opportunity for community groups, not for profit organisations, and businesses to seek funding from Council to support a range of activities and initiatives happening in Murrindindi Shire. There are a range of funding streams under the program including:

- fee reductions (and waivers by exception)
- quick response grants
- sponsorships (including eligible individuals)
- governance and capacity building
- community projects and events
- small and new tourism events
- events of state significance
- business growth or establishment
- industry or economy growth.

Assessment occurs monthly to meet the timeframes described in the Grants and Contributions Policy.

Discussion

Officers awarded the following grant applications under delegation:

Community Projects and Events

- The Alexandra RSL Sub Branch requested grant funding of \$5,000 to support the purchase of tables and chairs for the RSL clubrooms. Council officers have approved this grant request in full, noting the significant use of the RSL Hall and the improvement to safety and amenity the furniture will afford.

Community Sponsorship

1. MDC Foundation requested funds of \$3,220 to support delivery of the Alexandra Yea & District Regional Mother's Day Classic event. Council officers have supported this grant request in full, noting the health and wellbeing benefits to the community and the opportunity the event provided to raise funds for a worthy cause that impacts on many community members.

Governance, Skills & Capacity Building

1. BMS Tours Lake Eildon requested grant funding of \$800 to support development of a strategic business plan to support business sustainability and growth. Council officers have supported this application in full, noting the need for business planning to establish a framework for business success.

Events Support (Tourism)

1. Kinglake Country Fair Inc. requested grant funding of \$6,318.10 including a planning fee waiver request to support the delivery of the Kinglake Country Fair 2020. Council officers have supported this grant request in full, noting the impact the event has on local tourism visitation and its alignment with the Council Plan.
2. Big Hill Events requested grant funding of \$3,500 to support the cycling event Buxton Weekender II. Council officers have supported this grant request in full, noting the level of engagement the event and its marketing delivers in promoting the regions' nature based assets.

Council Plan/Strategies/Policies

The Community Grants and Contributions Program delivers operational outcomes of the *Council Plan 2017-2021* Our People strategic objective 'to provide a seed funding pool to support community initiated projects' and Our Prosperity strategic objective 'in partnership with the community we will promote an environment in which business and community can thrive'.

The Community Grants and Contributions Program is guided by the Community Grants and Contributions Policy.

Financial Implications and Risk

The below financial table details grant funds allocated to date:

Grant Stream	Allocations to date	Indicative total budget
Fee Reductions	\$5,219.10	\$7,000
Governance, skills and capacity building	\$2,540	\$10,000
Quick response	\$5,000	\$3,000
Community sponsorship, projects and events	\$42,312	\$50,000
Small and new tourism events	\$18,500	\$20,000
Business growth or establishment	\$0	\$40,000
Industry or economic growth	\$0	\$50,000
TOTAL	\$73,571.10	\$180,000

Relevant Legislation

There are no legislative considerations to this report.

Conflict of Interest

There are no declared conflicts of interest by Council officers in relation to this report.

Community and Stakeholder Consultation

There has been no formal community consultation with respect to the assessment of this round of Grants and Contributions Program applications.

RESOLUTION**Cr M Rae / Cr E Lording****That Council:****1. Note the following grants awarded by Council officers under delegation:**

Application	Reference	Funding Sought	Outcome
Community Projects and Events			
Alexandra RSL Sub Branch	CPE-1819-028	\$5,000	Supported in full with a grant of \$5,000.
Community Sponsorship			
MDC Foundation	CS-1819-029	\$3,220	Supported in full with a sponsorship of \$3,220.
Governance, Skills and Capacity Building			
BMS Tours Lake Eildon	GSCB-1819-006	\$800	Supported in full with a grant of \$800.
Tourism Events			
Kinglake Country Fair Inc.	ES-1819-013	\$6,318.10	Supported in full with a grant of \$6,318.10 (including fee waiver)
Big Hill Events	ES-1819-019	\$3,500	Supported in full with a grant of \$3,500

CARRIED UNANIMOUSLY**11. OUR PROMISE****11.1 QUARTERLY FINANCIAL REPORT TO 31 DECEMBER 2019**Attachment(s): 2nd Quarter Financial Report (refer Attachment 11.1)**Purpose**

The report provides the quarterly financial report for the period ending 31 December 2019.

Officer Recommendation

That Council receives the Quarterly Financial Report to 31 December 2019.

BackgroundThe Quarterly Financial Report for the period ended 31 December 2019, is presented for consideration by Council, in accordance with the *Local Government Act 1989*.

The report includes the following statements:

- Comprehensive Income Statement
- Balance Sheet
- Statement of Cash Flow
- Reconciliation of Non-Discretionary Cash & Reserves.

Discussion

The statements for the second quarter to 31 December 2019 are included in Attachment 11.1.

Income Statement (Statement A)

The Income Statement for the period 1 July 2019 to 31 December 2019 (also within the attached report) is presented below:

Murrindindi Shire Council
Income Statement
For the period ended 31st December 2019

Note	Original Budget 2019/20	September Revised Budget 2019/20	Annual Revised Budget 2019/20	(1) Forecast Adjustment 2019/20	YTD Budgets 31/12/2019	YTD Actual 31/12/2019	(2)	%
							YTD Budget V Actual Variance 31/12/2019	
	\$	\$	\$	\$	\$	\$	\$	
Revenue								
Rates & Charges	21,381,684	21,381,684	21,401,886	20,202	21,344,557	21,372,581	28,024	0%
Statutory fees and fines	1,082,669	1,080,234	1,104,294	24,060	575,550	528,073	(47,477)	-8%
User fees	2,393,305	2,393,305	1,902,200	(491,105)	1,051,183	1,049,769	(1,414)	0%
Grants - Operating	7,992,170	8,263,040	7,895,974	(367,066)	3,000,698	3,055,286	54,588	2%
Grants -Capital	2,034,235	2,085,682	2,525,454	439,772	194,811	199,147	4,336	2%
Contributions - Cash	49,105	124,105	124,105	-	23,730	33,625	9,895	42%
Contributions - Non Cash	400,000	400,000	600,000	200,000	-	-	-	
Reimbursements	385,062	385,062	349,338	(35,724)	102,471	104,523	2,052	2%
Other revenue	1,134,182	1,134,182	1,083,240	(50,942)	493,697	533,907	40,210	8%
Total Revenue	36,852,412	37,334,294	37,073,491	(260,803)	26,786,697	26,876,911	90,214	0%
Expenses								
Employee Benefits	15,474,271	15,548,853	15,075,567	(473,286)	8,261,743	8,233,186	28,557	0%
Materials and Services	10,550,050	12,149,323	12,436,433	287,110	5,349,289	5,542,851	(193,562)	-4%
Depreciation and amortisation	9,281,520	9,281,520	8,869,011	(412,509)	46,950	46,983	(33)	0%
Other Expense	313,805	313,805	319,805	6,000	143,405	166,259	(22,854)	-16%
Finance Costs (Interest)	36,809	36,809	36,809	-	13,594	13,747	(153)	-1%
Total Expenses	35,656,455	37,330,810	36,737,880	(592,930)	13,815,236	14,004,181	(188,945)	-1%
Net gain/(loss) on disposal of property, infrastructure, plant and equipment	(33,007)	(55,054)	(327,047)	(271,993)	7,000	7,000	-	0%
Increase/(Decrease) Landfill Provison	-	-	-	-	-	-	-	
Surplus (deficit) for the period	1,162,950	(51,570)	8,564	60,134	12,978,461	12,879,730	(98,731)	-1%

This statement provides information on two budgetary components:

1. The budget adjustments made to the September budget review figures (refer to the column titled "(1) Forecast Adjustment"). The forecast position for the financial year has improved by \$60,134 moving from a predicted deficit of \$51,570 to a surplus of \$8,564. While this movement in net terms is minimal, there has been significant offsetting revenue and expenditure movements due to the transition out of the provision of Aged and Disability services. The table in the next section isolates the financial impact of the transition out of this service
2. The variance between December's revised year to date budget and the year to date result (refer to column titled "(2) Budget Actual Variance"). This indicates a \$98,731 or 1% unfavourable variance.

Aged and Disability Service Budget Isolation

The following table shows effect of the transition out of Aged & Disability Services. The forecast adjustment column highlights the impact to each line item in the Income Statement.

	Annual Original Budget	Sep Budget Review	Annual Revised Budget	Forecast Adjustment	YTD Revised Budget	YTD Actuals	YTD Revised Variance
Revenue							
Grants - Operating	1,257,246	1,257,246	669,457	(587,789)	629,212	649,963	20,751
Reimbursements	65,000	65,000	13,776	(51,224)	13,776	15,791	2,015
User Fees	821,200	821,200	333,832	(487,368)	333,832	353,679	19,847
Expenses							
Bad and Doubtful Debts		500	255	(245)	255	246	(9)
Employee Benefits	2,084,808	2,084,808	1,058,467	(1,026,341)	1,001,644	1,013,411	11,767
Materials and Services	267,749	362,885	231,443	(131,442)	180,769	132,749	(48,020)
Total	(209,111)	(304,747)	(273,100)	31,647	(205,848)	(126,973)	78,875
Redundancies Cost	-	-	696,000	696,000	600,000	603,687	3,687

The table above highlights that the forecast position has improved by \$31,647 from the September budget review. This result is the net movement of the large changes in expenditure and revenue line items. The September budget review showed a service cost figure of \$304,747, the annual revised budget (forecast position at the end of the financial year) is now predicted to be \$273,100.

In addition to the services costs, the redundancy cost due to ceasing to provide the Aged and Disability service is forecast to be \$696,000. The year to date figure is on track with a variance of \$3,647. There will be some further expenditure post 31st December 2019 to pay final redundancies and outplacements services in accordance with Councils Enterprise Agreement. These redundancy cost are included in Statement A.

Overall, Council has managed the financial impact of the transition out of Aged and Disability Services within the existing budget as highlighted by the improved predicted forecast bottom line surplus of \$8,564.

The table below provides further details of the variances as outlined in Statement A.

Note	Line item	(1) Explanation: Forecast Adjustment	(2) Explanation: YTD Budget Vs Actual Variance
1	Statutory Fees and Fines	\$24,060 favourable. Anticipated increased income from building approval fees.	\$47,477 unfavourable. Planning fees and plan checking income running behind original budget expectation. It is expected that this income will catch up to budget in the second half of the year.
2	User Fees	\$491,105 unfavourable. Cessation of Aged and Disability Service.	Within budget tolerance.
3	Grants - Operating	\$367,066 unfavourable. Reduced Aged and disability funding offset by extra funds for Family Day Care and a prior year's flood damages claim.	\$54,588 favourable. Family Day Care funding ahead of budget expectations.
4	Grants - Capital	\$439,772 favourable. Extra funds Roads to Recovery \$217,272, Recognition of Kinglake Streetscape grant stage 1 \$122,500. E-waste grant \$90,000.	Within budget tolerance.
5	Contributions - Cash	Within budget tolerance.	\$9,895 Favourable. Developer contribution to public open space ahead of budget \$31,500 partly offset by the waste

			contact education contribution yet to be received \$21,480.
6	Contributions - Non Cash	\$200,000 favourable. Recognition that assets to be handed to Council for Developers is likely to exceed the original budget expectation.	Within budget tolerance.
7	Reimbursements	\$35,724 unfavourable. Cessation of Aged and Disability Service \$51,224, partly offset by increased insurance and other minor reimbursements.	Within budget tolerance.
8	Other revenue	\$50,942 unfavourable. \$85,000 lower interest earnings due to lower interest rates. Partly offset by the increased income from the sale of scrap metal and additional rental income	\$40,210 favourable. Timing issues around maturity of term deposits. Also timing issues with regard to the pick-up and payment for scrap metal
9	Employee Benefits	\$473,286 favourable. Cessation Aged and Disability service, savings \$1,058,467 this is reduced by the \$675,000 redundancy cost. Other minor restructures have occurred, with the costs offset by savings across the wages budget. Some vacant positions have resulted in a wages savings; however, these savings in wages have been offset by the engagement of short-term contract positions.	Within budget tolerance.
10	Materials and Services	\$287,110 unfavourable. Additional expenditure \$118,612 to complete prior years flood works claim and extra expenditure in Family Day Care due to service demand. Both items are cost neutral see item (3) above. As indicated in (9) above some vacant positions have been temporarily filled using contractors. This is budget neutral but causes offsetting variances between the Wages, and Services and Materials line items	Within budget tolerance.
11	Depreciation and amortisation	\$412,509 favourable. The required deprecation for Buildings and Bridges has reduced following the latest condition and valuations assessment.	Within budget tolerance.
12	Net gain/(loss) on disposal of property,	\$271,993 Unfavourable. Removal of the income and cost associated with the previously planned sale of land. Amount of \$200,000 has been included to allow for the book value of infrastructure assets being renewed or upgraded as part of the capital works program.	Within budget tolerance.

Balance Sheet (Statement B)

The Balance Sheet is included Attachment 11.1.

Assets

As at 31 December 2019, the statement shows a \$168,510 reduction in assets. While cash has increased, the value of Property, Plant and Equipment has decreased as part of the capital works program will carry over to the 2020/21 financial year. A reduction in debtors of \$328,933 is forecast. Year to date, the budget is showing a minor variance of \$28,356

Liabilities

As at 31 December 2019 the statements shows a slight reduction of liabilities of \$228,643. The provision for leave entitlements has decreased following the cessation of the Aged and Disability services and the paying of leave entitlements to former staff. Year to date the budget is showing a minor variance, which relates the timing of leave entitlements following the cessation of the Aged and Disability services.

Equity

As at 31 December 2019 the statements shows a favourable \$61,334 increase in equity. The year to date variance is unfavourable \$98,731. These variances are is explained in more detail by the commentary outlined in Statement A – Income Statement.

Cash Flow Statement (Statement C)

This statement combines the cash related movements from the Income Statement and the Balance Sheet into one statement. This Statement shows how funds are being generated and consumed. The revised budget projects that cash reserves will grow by \$846,747.

Cash from Operating Activities

The statement shows a slight fall \$180,092 in cash generated by operations. Due to the cessation the Aged and Disability Services there has been an impact in terms of redundancies cost and paying out leave entitlements. Extra funds are anticipated coming from rates as the debtors balances are expected to fall, while less cash coming in from interest earnings has had an impact. Year to date cash flows are better than anticipated.

Cash Flow from Investing Activities

The variance \$1,026,878 is reduced due to cash being used for investing activities. This is due to the deferral of some capital works and revising the expected proceeds of asset sales. Year to date cash flows from investing activities are tracking close to budget.

Cash flow from financing activities

No budget changes were been made, and year to date the budget is tracking within expectations.

Non-Discretionary Cash and Council Reserves (Statement D)

Included, as part of this report is a statement of Council's Non-Discretionary Cash Flow requirements. This reconciliation lists all Council reserves together with funds held as Deposits or Trust, these are required to be refunded, and an allowance for the provision of employee entitlements. This latter provision being a nominal amount of 25% of Council's Annual Leave Liability and 25% of the current Long Service Leave Liability.

The original budget figure for total unallocated cash was \$13.9 million, the revised budget figure is now \$13 million.

Councillor Expenses (GST Exclusive):

The Local Government (Planning and Reporting) Regulations 2014 Part 4 - Annual Report, Division 1 requires Council to report annually regarding Councillor expenses under prescribed categories.

As agreed in the Councillor Reimbursement Policy that was adopted by Council at its February 2017 Ordinary Meeting, Council reports quarterly on the Councillor related expenses. The

following table details Councillor expenses for the second quarter period ending 31 December 2019.

Councillor Expenses for 3 months ended 31 December 2019:

	Allowances	Travel Expenses	Childcare Expenses	Information & Communications Expenses	Conference & Training Expenses	Other Expenses
Cr Ashe	\$5,724.48	\$-	\$-	\$388.31	\$-	\$222.60
Cr Bisset	\$5,706.48	\$736.29	\$-	\$428.31	\$92.73	\$185.32
Cr Bowles	\$5,724.48	\$-	\$-	\$388.31	\$46.81	\$185.32
Cr Dunscombe	\$17,101.99	\$2,293.60	\$-	\$428.41	\$92.73	\$135.07
Cr Lording	\$5,724.48	\$270.10	\$-	\$247.09	\$7,209.00	\$125.32
Cr McAulay	\$5,724.48	\$-	\$-	\$428.31	\$841.65	\$185.32
Cr Rae	\$5,724.48	\$-	\$-	\$243.64	\$-	\$195.07

It should be noted that accommodation and travel costs include the reimbursement of the claims, which a Councillor may choose to submit for travelling to Council meetings, briefings and other functions, which they attend in their capacity as a Councillor. Where a Councillor's residence is greater than 50 kilometres from the location of a Council meeting they may also claim the statutory remote area allowance.

It should also be noted that Councillors can elect for part of their allowance to be deducted for superannuation purposes.

Council Plan/Strategies/Policies

This report, in relation to the Annual Budget and quarterly financial reporting, is consistent with the *Council Plan 2017-2021 Our Promise* strategy 'to maintain Council's financial sustainability through sound financial and asset management practices'.

Relevant Legislation

The *Local Government Act 1989* (the *Act*) requires, under Section 126, that a Council must prepare a Strategic Resource Plan for a period of four years.

The *Act* also sets out in Section 127 that the Council must prepare a budget for each financial year. Then, in Section 138, the *Act* requires that quarterly financial reports must be presented to Council.

Financial Implications and Risk

The financial governance of a council is an important role for Councillors. The risk of poor financial management can have a significant impact upon the governance of the Council. The financial implications flowing from this quarterly financial review are outlined in this report.

Conflict of Interest

There are no declared conflicts of interest by Council officers in the preparation of this report.

Community and Stakeholder Consultation

There was no community consultation required for the preparation of this quarterly budget report.

RESOLUTION

Cr R Bowles / Cr M Rae

That Council receives the Quarterly Financial Report to 31 December 2019.

CARRIED UNANIMOUSLY

11.2 QUARTERLY CAPITAL WORKS REPORT TO 31 DECEMBER 2019

Attachment(s): Capital Works Quarterly Report – December (refer Attachment 11.2a)
Capital Works Variance Report – December Quarter (refer Attachment 11.2b)

Purpose

This report provides an update on the 2019/20 Capital Works Program (CWP) for the second quarter of the year ending 31 December 2019.

Officer Recommendation

That Council:

1. note the December 2019 Quarterly Report – Capital Works Program 2019/20
2. approve the reallocation of project funding as set out by Attachment 2 – Monthly Capital Variance Report – December
3. approve the application of a Sport Recreation Victoria grant for the Yea Recreation Reserve – Oval lighting project and if successful approve the allocation of \$121,800 Council contribution from Council reserve funding for the 2020/21 financial year.

Background

This report is the mid-year report for the 2019/20 CWP. The period of reporting is from 1 October 2019 to 31 December 2019. The CWP is comprised of those projects endorsed by Council as part of the 2019/20 Capital Works budget, projects identified for carry forward from the 2018/19 program and approved projects that have received grant funding during the financial year.

Discussion

The second quarter of any given year is generally a quieter period for capital works, as contractors are completing work in progress (WIP) projects from the previous financial year and works are being tendered ready for construction during the summer and early autumn period. This is reflected in project progress and expenditure for the quarter ending 31 December 2019. In addition, a number of significant grant funded projects have been progressed as follows:

- Eildon Floating Cities - RDV funding was confirmed and finalised in November. The GMW agreement was signed in the 2018/19 financial year
- Kinglake Streetscape – Stage 1 - Aitkin Crescent has been tendered and is due to close in January. The detailed design for the main streetscape works (stage 2) is underway and will include further community consultation
- Rubicon Village effluent system – There has been minimal interest from consultants to undertake the detailed design. We currently have a draft access agreement for property owners and a Land Capability Assessment (LCA) is underway to assist with the design solution
- Local Government Energy Saver program (LGESP) was completed. Works included lighting fit out and fixtures as well as solar system supply and installation
- Fixing Country Roads – High Street Yea Safety Works and Back Eildon Road are currently out to tender. Rubicon Road construction has been awarded and is due to commence in the second week of February. King Parrot Creek Road design is due for completion by 30 January 2020
- The final portion of the National Disaster Financial Assistance (NDFA) funded asset restoration is underway from the December 2017 flood event. These were originally part of the 2018/19 program, only some major culverts and minor bridge works remain.

This report also includes an attachment (Attachment 1) which indicates the current position of the remaining capital projects for the current financial year using a traffic light system. The colours shown highlight the following:

- green – Council officers are confident that the project will be delivered within the current financial year
- yellow – there is a medium risk that there may be a delay in delivery due to issues outside of Council officer's control
- red – there is a high risk that delivery will not occur within the current financial year for reasons as outlined
- blue - the project has been assessed and has been placed on hold
- black – the project has been completed.

Additional information on projects are presented below:

1. Major areas of expenditure for the quarter include:

- Sealed Rd Renewals (Reseals) (\$101,960) – Seal preparation works have now been completed and the reseals will be undertaken in January.
- Murchison Street Carpark (\$58,957)
- Roads - Major Maintenance (\$87,550)
- William Street to UT Creek drainage (\$208,590)
- Kerami Crescent drainage upgrade (\$57,425)
- Pioneer Reserve parking area (\$57,000)
- Kinglake Ranges neighbourhood house (\$50,128)
- Whole of Council – Council Facilities (\$61,677)
- Yea Shire Hall – Restoration Works (\$106,800)
- Yea Saleyards – Auctioneers walkway (\$65,854)
- Local Government energy saver program (\$166,483)

2. Projects that are delayed or where other significant issues that have arisen which affect the budget for the project:

- Alexandra Landfill – Construction of Capping for cells 1E and 1BC - due to delays in receiving approval from the EPA for the capping design, we have been forced to place the project on hold. Due to tendering timelines this would have schedule construction to commence in winter which is not an ideal time to be undertaking these works due to the sensitive nature of the Geosynthetic Clay Liner (GCL) required for the project. This will now require the carry forward of the \$1.7M project budget
- Eildon Floating Cities - this project was delayed as we were unable to appoint a suitable design consultant who complied with Council's requirement to have the necessary level of professional indemnity insurance. This project is now underway and some unforeseen issues regarding scoping have emerged. It has been found that there are some issues with an additional overhead power line impacting the clearances required and if these are left in place, will need to be placed underground. In addition, there is an existing sewer main within the proposed washdown area which may need to be relocated or upgraded to allow the works to proceed
- High Street Yea - This project is currently estimated to be significantly over the existing budget if all desired elements are included (budget is \$512K estimate is \$760K). The current tender includes separable portions so Council can award as much of the existing project as possible
- Bayley Street (Alexandra) Kerb and Channel – works currently on hold as the existing budget is not sufficient. It is proposed to prioritise Tenth Street Eildon kerb renewal and proceed with Bayley Street if budget savings allow (Budget \$60,000 required \$125,000). If there are insufficient savings, works will be undertaken next financial year.

- Alexandra Council Office exterior refurbishment – A number of options in replacing the external cladding have been priced and these costs all exceed the original budget. Works would have been significantly higher than the current budget (current budget \$101,049, cost to renew exterior panels \$250,000). A further investigation was undertaken into an alternate product, that when applied, is a waterproof and heat reflective membrane. This membrane is applied to the entire building over the existing cladding and painted surfaces. This membrane has a 10 year warranty on both product and workmanship and provides reduction in cost in air-conditioning due to the infrared heat reflective components of the membrane. As part of the works, a number of damaged cladding panels will be replaced with the remaining panels patched and the rendered walls repaired. The entire building will be then be coated with the membrane, matching the colour scheme originally selected by Council. These works will be completed with the use of \$30,000 of the capital works project budget and the remaining repainting component \$35,000 funded from the maintenance budget. These works are due to commence in February.
3. Projects completed in the December quarter:
- William Street to UT Creek drainage
 - Whole of Council – Council Facilities
 - Yea Saleyards – Auctioneers walkway
 - Local Government energy saver program
 - Kinglake Memorial Reserve fence line renewal.
4. Project savings and reallocations:
- Further investigation into the sealing of Wilhelmina Falls Road has identified a high risk culvert which requires immediate replacement. It is estimated that the cost to replace this culvert is approximately \$70,000. Project savings have been identified from Cheviot Tunnel bridge project. The budget for Cheviot Tunnel is \$100,000. Estimates indicate the works will cost approximately \$40,000 including a contingency amount. It is recommended \$60,000 be moved from the Cheviot Tunnel project budget to a new Wilhelmina Falls major culvert ledger along with \$10,000 of confirmed savings from Kinglake Ranges Neighbourhood House
 - Yea Shire Hall restoration works – This total budget for these works is \$144,823. The full scope of works have now been completed with a saving of \$38,000. It is proposed to retain the remaining \$38,000 to fund the delivery of the Capital Works Program
 - The proposed second hand truck for the operation at the Alexandra Landfill requires an additional \$95,000. It is proposed the additional amount be drawn from the waste reserve. (original budget \$45,000 proposed revised \$140,000)
 - Approve reallocation of \$10,000 from the Yea Shire Hall savings to new minor project Kinglake Memorial Reserve toilet block design
 - Approve the re-allocation of \$26,000 of the projected saving from Murchison Street Marysville into the Leckie Park War Memorial pathway renewal. This project is the result of community concerns regarding the state of the current pathway, rotation and cracking are a potential hazard to visitors
 - Approve the reallocation of \$40,000 from the predicted savings of the Alexandra Council Office exterior renewal to be transferred to the Scout Hall subdivision works. The details of the proposed changes to the scope explained above in section 2
 - Approve the remaining minor re-allocations, as listed in the budget demand column of the attached variance report (Attachment 2 – Monthly Capital Variance Report – December).

5. Grant Applications

A grant is currently available from Sport Recreation Victoria (SRV) and our Community Development Unit has applied for lighting improvement at the Yea Recreation Reserve oval to allow for night training. The total project cost is \$391,800. In order to obtain a \$250,000 grant, contributions of \$121,800 will be required from Council and \$20,000 from the Yea Football Netball club. If this grant is successful, it is proposed that the Council contribution is funded from Council's reserve budget in the 2020/2021 financial year.

Council Plan/Strategies/Policies

The Capital Works Plan is consistent with the *Council Plan 2017-2021 Our Promise* strategic objectives 'to work in collaboration with our communities to deliver the best possible outcomes in all that we do' and the strategy 'to maintain Council's financial sustainability through sound financial and asset management.'

Financial Implications and Risk

Timely reporting of financial issues assists in early identification of the need for corrective action or reallocation of budget where required. Reporting of project progress also provides Council and the community with an understanding of when projects will commence and communicates delays if they occur.

Conflict of Interest

There are no declared conflicts of interest by Council officers in relation to this report.

Community and Stakeholder Consultation

No external consultation has been undertaken in the preparation of this report.

RESOLUTION

Cr E Lording / Cr M Rae

That Council:

- 1. note the December 2019 Quarterly Report – Capital Works Program 2019/20**
- 2. approve the reallocation of project funding as set out by Attachment 2 – Monthly Capital Variance Report – December**
- 3. approve the application of a Sport Recreation Victoria grant for the Yea Recreation Reserve – Oval lighting project and if successful approve the allocation of \$121,800 Council contribution from Council reserve funding for the 2020/21 financial year.**

CARRIED UNANIMOUSLY

11.3 COUNCILLOR REPRESENTATIVE APPOINTMENTS

Attachment(s): Councillor Representative List 2020 (refer Attachment 11.3)

Purpose

The purpose of this report is to enable the appointment of Councillors as delegates to various internal committees and external bodies in compliance with *the Local Government Act 1989 (the Act)*.

Appointment of Councillors to committees provides an opportunity for open and responsive communication between Councillors and local community groups and Local Government organisations.

Officer Recommendation

That Council:

- 1. appoints Councillors as Council's representatives to the listed committees and organisations as contained within Attachment 11.3**
- 2. records the list of appointments in the minutes of this meeting.**

Background

Council determines annually which Councillor(s) or senior staff it wishes to appoint as its formal delegate committee representative to a range of internal and external bodies. This assists in the progress of the committees' objectives of both community engagement and good governance. Most appointments are for a one year term, but for some others it may be for a longer period of time.

This was resolved upon at the Special Meeting of Council held on 30 October 2019. Since that resolution there has been a need to revise the Councillor appointments.

Discussion

The attached representation list has been revised to remove the Kinglake Memorial Reserve Section 86 Committee of Management which now has a different governance structure and two further appointment changes are required:

1. The Audit & Risk Advisory Committee representatives to be Cr L Dunscombe, Cr M Rae and Cr S McAulay
2. Central Ranges Local Learning & Employment Network (CRLLEN) representative to be Cr E Lording.

Council Plan/Strategies/Policies

This matter is consistent with the *Council Plan 2017-2021* Our Promise strategic objective 'we will all work in collaboration with our communities to deliver the best possible outcomes in all that we do'.

Relevant Legislation

The *Local Government Act 1989* section 86 allows Council the ability to establish special committees and delegate powers to these committees.

Financial Implications and Risk

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

Conflict of Interest

There are no declared conflicts of interest by Council officers in the preparation of this report.

Community and Stakeholder Consultation

Consultation was not required for this matter.

RESOLUTION

Cr R Bowles / Cr J Ashe

That Council:

1. **appoints Councillors as Council's representatives to the listed committees and organisations as contained within Attachment 11.3**
2. **records the list of appointments in the minutes of this meeting.**

COUNCIL COMMITTEES - Special Committees	
Committee Name	2019/20
Audit and Risk Advisory Committee	Cr L Dunscombe Cr M Rae Cr S McAulay
Chief Executive Officer Performance Review Sub-Committee	All Councillors
Municipal Emergency Management Planning Committee	Cr S McAulay

Committee Name	2019/20
Buxton Recreation Reserve Committee of Management	Cr S McAulay

Eildon Alliance Boat Ramp Committee of Management	Cr J Ashe
Eildon Community Resource Centre Committee of Management	Cr J Ashe
Gallipoli Park Precinct Committee of Management	Cr S McAulay
Glenburn Community Centre Committee of Management	Cr E Lording
Mount Pleasant Reserve Committee of Management (in recess)	
Strath Creek Reserves & Hall Committee of Management	Cr R Bowles
Yea Pioneer Reserve Committee of Management	Cr R Bowles
Yea Saleyards Committee of Management	Cr R Bowles Cr E Lording (alternate)
Yea Showgrounds & Recreation Reserve Committee of Management	Cr R Bowles
Yea Wetlands Committee of Management	Cr R Bowles

Committee Name	2019/20
Yea Cemetery Trust	All Councillors

Committee Name	2019/20
Alexandra Racecourse & Recreation Reserve Committee of Management	Cr M Rae
Alexandra Showgrounds & Recreation Reserve Committee of Management	Cr M Rae
Flowerdale Community Hall Reserve Committee Inc.	Cr E Lording
Murrindindi Scenic Reserve Committee of Management	Cr C Bisset
Steavenson Falls Scenic Reserve Committee of Management	Cr C Bisset

EXTERNAL COMMITTEES - Other	
Committee Name	2019/20
Central Ranges Local Learning & Employment Network (CRLLEN)	Cr E Lording
Flowerdale Community House Inc.	Cr E Lording Manager Community Wellbeing
Goulburn Broken Greenhouse Alliance	Cr R Bowles Coordinator Environmental Sustainability
Goulburn Valley Waste & Resource Recovery Local Government Forum	Cr R Bowles Cr J Ashe (alternate)
Municipal Association of Victoria (MAV) Delegate	Cr L Dunscombe Cr R Bowles (alternate)
Municipal Association of Victoria (MAV) – Planning Committee	Cr M Rae
Rubicon Outdoor Centre School Council	Cr C Bisset
Rural Councils Victoria (RCV)	Cr L Dunscombe

CARRIED UNANIMOUSLY

11.4 QUARTERLY COUNCIL PLAN 2017-2021 PROGRESS REPORT TO 31 DECEMBER 2019

Attachment(s): Quarterly Council Plan Report October to December 2019 (refer Attachment 11.4)

Purpose

This report provides the second quarter summary of progress to date in delivering the actions in the Council's *Priority Action Plan 2019/20 (Action Plan)*.

Officer Recommendation

That Council receive the quarterly report ending 31 December 2019 on the status of actions from the Priority Action Plan 2019/20.

Background

Council adopted its *Council Plan 2017-2021 (Council Plan)* at the Special Meeting of 21 June 2017. The *Council Plan* sets out the overall strategic direction of Council over its four-year term based on an extensive community consultation program conducted across the Shire.

At the July 2019 Ordinary Meeting Council adopted the *Action Plan* which outlines the actions that Council will pursue during the 2019/20 year to continue to implement the four year strategies in the *Council Plan*.

Both the *Council Plan* and the *Action Plan* are published on Council's website.

A report on progress in implementing the priority actions is provided to Council at the end of each quarter.

Discussion

Attachment 11.4 provides a summary of activity undertaken in the second quarter of the *Action Plan* for each of the four strategic objectives relating to Our People, Our Place, Our Prosperity and Our Promise.

Highlights from the quarter (October to December 2019) include the following:

Our People

- We provided 83 road trips, supported by 26 volunteer drivers through our new Moving Murrindindi program
- We ran the Walk to School program that encourages healthy eating and physical activity for children and families, involving 6 schools in the Shire
- We continued to support the community planning initiative in Toolangi/Castella, Yea and Marysville with 11 meetings held across these communities in this quarter
- We worked with young people to provide opportunities for participation in a variety of events and activities promoting creativity and leadership including:
 - Platform youth theatre group in Yea
 - Leadership camp
 - RUOK mental health event
 - Farmstay community event
- We worked with Nexus Primary Health and Menzies Support Services to deliver five community information sessions on the transition of Aged and Disability services.

Our Place

- We completed the historical restoration works at the Yea Shire Hall
- We completed the upgrade of the Spring Valley Recreation Reserve change rooms
- We began planning for the Dindi Sustainable Living Expo to be held in April 2020

- We have established new e-waste facilities at the Alexandra and Kinglake Resource Recovery Centres
- We placed the proposed new Community Local Law on public exhibition inviting the community to make formal submissions.

Our Prosperity

- We adopted the Murrindindi Shire Tourism & Events Strategy 2019-2025, setting the future strategic direction for tourism in the Shire
- We supported the delivery of the inaugural Lake Eildon Boating & Fishing Show
- We distributed over 10,000 copies of the Discover Dindi Visitor Guide
- We delivered 7 business workshops across the Shire, funded through the Doing Business better Program.

Our Promise

- We introduced a pools season pass online renewal process.
- We improved our fire prevention practices by:
 - commencing the roadside slashing program earlier and increased the frequency in high risk areas
 - streamlining the fire prevention notice process to give early notice regarding property owner obligations
- We adopted a Financial Reserves Policy, which will ensure financial reserves are aligned with our longer-term objectives
- 23 staff of our staff received Certificates of Service for 10 or more years of service to Council at our annual end of year celebration.

Council Plan/Strategies/Policies

This report is consistent with the *Council Plan 2017-2021* Our Promise strategic objective to work in collaboration with our communities to deliver the best possible outcomes in all that we do.

Relevant Legislation

Council has a statutory obligation to prepare and approve a Council Plan in accordance with Section 125 of the *Local Government Act 1989*.

Financial Implications and Risk

The delivery of the *Council Plan* is supported by the four-year *Strategic Resource Plan* and the Annual Budget.

Conflict of Interest

There are no declared conflicts of interest by Council officers in relation to this report.

Community and Stakeholder Consultation

The actions in the *Action Plan* have been developed with reference to the priorities identified from the community following the 'Have Your Say' community consultation undertaken in February – April 2017.

RESOLUTION

Cr M Rae / Cr E Lording

That Council receive the quarterly report ending 31 December 2019 on the status of actions from the Priority Action Plan 2019/20.

CARRIED UNANIMOUSLY

11.5 **AUDIT AND RISK COMMITTEE APPOINTMENT**

Purpose

The purpose of this report is to recommend to Council the appointment of an external independent member to Council's Audit and Risk Advisory Committee. The report also recommends the appointment of an external person as a non-voting observer of committee meetings to provide a learning and professional development opportunity.

Officer Recommendation

That Council:

1. Appoint Mr Craig Nisbet to the Audit and Risk Advisory Committee as an independent member in accordance with the terms of the Audit and Risk Advisory Committee Charter
2. Formally thank Michele Sheward for her six years as an independent member of the Audit and Risk Advisory Committee
3. In recognition of the calibre of applicants, appoint an observer to the Committee as an extension of Council's commitment to supporting training opportunities for young professionals for an initial period of one year, with continuation subject to review and evaluation.

Background

The primary objective of the Council's Audit and Risk Advisory Committee is to assist Council in the effective conduct of its responsibilities for financial reporting, management of risk, maintaining a reliable system of internal controls and facilitating the organisation's ethical development.

The Charter of the Audit and Risk Advisory Committee is the primary instrument outlining the composition, roles and responsibilities of the Committee and Committee members.

Currently one vacancy exists for an independent Committee member. This position was held by Michele Sheward who has reached the end of her second term (6 years) on the Committee.

Discussion

Council officers sought expressions of interest to fill the vacant position on the Committee. Six expressions of interest were received.

In accordance with the Committee Charter a selection panel consisting of the Mayor, a Councillor member of the Committee and the Chief Executive Officer considered all submissions, and noted that they were all of a high standard.

Following this assessment which included an interview process, the panel has recommended that Council appoint Mr Craig Nisbet to the vacant committee position.

Mr Nisbet has significant senior executive experience in leading and managing audit and risk management for several large corporations in the private sector. He has also served as Chair and Independent Member of the South Gippsland Shire Council Audit Committee and Independent Member of the City of Glen Eira Council Audit Committee. Mr Nisbet resides outside of Murrindindi Shire. The panel determined that Mr Nisbet would be a valuable contributor to the Committee.

The selection panel was impressed by the calibre of applicants, which included young professionals seeking to gain local government experience. Given Council's commitment to supporting training opportunities for young people the panel recommends that Council support the opportunity for a young professional to be appointed as an observer of Audit and Risk Committee meetings as a learning opportunity, for an initial twelve month period. Continuation beyond this period would be subject to review and evaluation of the initiative by the Committee and Council. If successful, the Committee Charter could be subsequently amended to enable this opportunity to be offered on an ongoing basis.

Subject to Council endorsing this initiative at this meeting the selection panel members will discuss this initiative with the Committee at its March 2019 meeting with the aim of inviting a young professional from the list of applicants to attend future meetings in an observer capacity.

Council Plan/Strategies/Policies

This report is consistent with the *Council Plan 2017-2021* Our Promise strategy to 'maintain Council's financial sustainability through sound financial and asset management.

Relevant Legislation

Appointment of a member to the Audit and Risk Advisory Committee is consistent with the Committee Charter Clause 2 (b) which allows membership of three independent persons. The term of appointment is for two years with the option for a further one year.

There current Committee Charter is silent with respect to creating an opportunity for a young professional to observe regular committee meetings as a form of professional development.

Financial Implications and Risk

An honorarium \$2,000.00 per annum is budgeted to be paid to external independent members of the Audit Committee.

Conflict of Interest

There are no declared conflicts of interest by Council officers in relation to this report.

Community and Stakeholder Consultation

The Expression of Interest was advertised on Council's website and through the following publications (refer below) and via social media on Council's Linked In page calling for submissions.

Newspaper / Other	Publishing Date(s)
Newspaper:	
Alexandra and Eildon Standard	15/1, 22/1, 29/1, 5/2
Yea Chronicle	15/1, 22/1, 29/1, 5/2
Local Paper	15/1, 22/1, 29/1, 5/2
Website	15/1 – 5/2

RESOLUTION

Cr M Rae / Cr J Ashe

That Council:

- 1. Appoint Mr Craig Nisbet to the Audit and Risk Advisory Committee as an independent member in accordance with the terms of the Audit and Risk Advisory Committee Charter**
- 2. Formally thank Michele Sheward for her six years as an independent member of the Audit and Risk Advisory Committee**
- 3. In recognition of the calibre of applicants, appoint an observer to the Committee as an extension of Council's commitment to supporting training opportunities for young professionals for an initial period of one year, with continuation subject to review and evaluation.**

CARRIED UNANIMOUSLY

12. NOTICES OF MOTIONS

Nil.

13. MATTERS DEFERRED FROM PREVIOUS MEETING

Nil.

14. URGENT BUSINESS

Nil.

15. COUNCILLOR REPORTS**15.1 CR SANDICE MCAULAY**

Nil.

15.2 CR JACKIE ASHE

- 'Nothing to See Here' rollout. Instameet is to take place including social media influencers and traditional media
- Engaged to take part in ONE ROAD TV series in partnership with Strathbogie & Mitchell prior to Year End
- Working with Alex Rotary / ADTTA to update Alex tourist info boards
- Verge of completing MTB signage project with first signs will be unveiled this weekend at Lake Mountain ride day, which should draw 1000+ attendees. Discover Dindi will have a stand at this event and Council are supporting through provision of minibuses to assist with rider shuttles
- Working with comms team to undertake further tourism shoot to help promote tourism assets
- Developing plan for presence at Melbourne Boat Show and establishing how local businesses can buy in to the exposure at the event
- Working to grow our Discover Dindi engagement through development of quarterly newsletter to subscriber database
- Finalising a partnership with KRBN (Kinglake Business Network) to implement visitor info stands at 6 x tourism related businesses in Kinglake Ranges
- Expanding our Discover Dindi website content to include new walk and ride listings and trialling a new way to present these. Basic example here – www.discoverdindi.com.au/eildon-pondage-walk

15.3 CR ERIC LORDING**Landfill**

- Spray-on cover – to increase the efficiency of operations at the Alexandra Landfill. Council has sought EPA approval to move from covering the waste with soil to using a hydro-mulch unit to apply a spray on cover instead. The spray-on cover can be applied very

quickly, and will reduce the volume of available space being taken up by soil. The unit is due to be delivered by the end of February

- Capping Design cell 1E/BC – The first section of landfill cap has been designed but is held up in the approvals stage with EPA. Officers are awaiting EPA response to further information provided
- Landfill compactor GPS – a GPS has been installed on the landfill compactor to assist the operator to manage waste at the site to within the topographical profile required by EPA.

RRCs

- Mulching – the previous contract was cancelled due to non-performance and a local company has been appointed to assist with post-storm clean up. Works commence 25 February
- Alex RRC road sealing – Works to commence April 2020.
- E-waste Shed Yea RRC – a funding agreement for \$100,000 has been signed with Sustainability Victoria to construct a new E-waste shed at Yea RRC. Procurement has commenced
- Signal booster Kinglake – a signal booster is required for the Kinglake RRC to resolve EFTPOS connectivity issues. The unit has been procured and will be installed in March 2020.

Closed landfills

- Closed landfills – Procurement has commenced on a project to undertake Phase 1 (desktop) and Phase 2 (intrusive) investigations of the Eildon and Yea Closed Landfills. Contractors are expected to be appointed in March 2020
- Closed landfills – A contractor has been appointed to upgrade fencing at the Flowerdale Closed Landfill with works to commence March 2020.

Waste Education

- Clean Up Australia Day – CUAD this year is on 1 March 2020. There are 12 community groups registered for Clean Up Australia Day, double the numbers of events from last year. Council's corporate event will occur on 28 February and will target litter hotspots within a short drive from Alexandra.

Strategic

- Organic waste management – a consultant has been appointed to prepare a business case for the management of household organics. Works have commenced, and a final report is anticipated in April.

Circular Economy Policy

- State Government has announced some of the Circular Economy Policy. Key messages include the announcement of establishment of a 4 bin system for kerbside waste collection with the separation of glass in a fourth bin, a FOGO service, commingled recyclable plastics and paper and a garbage bin. Announcement that waste is an essential service, more funding for education and the introduce a container deposit scheme.

Infrastructure

- Terip Terip Clubrooms Bi Fold Door – works underway and nearing completion
- Alexandra Timber Tramway Museum External Refurbishment – works are underway with completion due at the end of February (weather dependant)
- Alexandra Shire Hall Colonnade Repairs – repair works completed. Repainting to commence shortly
- Alexandra Shire Hall Kitchenette Renewal – design options being reviewed by Heritage Architect to ensure that changes will meet requirements. Once approved, consultation with applicable community groups to commence
- Epoxy Flooring – works completed 14 Feb
- Alexandra Office External Refurbishment – in progress. Completion date 3-4 weeks
- Kinglake Community Centre Roof Renewal – In progress. Completion date 3 March

- Path Program is commencing in Taggerty
- Mountain Bike Trail Signage - 2 of the 3 sites have been completed
- Skyline Road Blackspot Program will commence in March
- Murchison Street – carpark development is expected to be completed first week of March
- Yea Saleyards Water upgrade – Completion expected end of February
- Sealed Roads – Resealing Program – Nearing completion. Works will be completed by end of February.
- Sealed Roads – Rehabilitation Program – Nearing completion. Works will be completed by end of March
- Kerami Crescent – Stormwater Drainage Upgrade – Nearing completion. Works will be completed by end of February
- Yea Recreation Reserve – Female Friendly changerooms – works are expected to commence in March pending final building approval.

15.4 CR CHARLOTTE BISSET

Nil.

15.5 CR REBECCA BOWLES

Dindi Sustainable Living Expo will be held on the 18th of April 2020 at the Yea Railway reserve, watch the council website & Facebook for information on the schedule of keynote speakers, stall holders & exhibitors over March.

51 roads treated throughout January in the peri-urban area of Kinglake, Kinglake West and Pheasant Creek to assist with the ongoing issue of increasing rabbit numbers in the area.

Council staff and I gave evidence at the Legislative Assembly Legislative Assembly, Environment and Planning Committee.

An inquiry into what urban, rural and regional communities in Victoria are doing to tackle climate change and how the Victorian Government could support these communities, I will be interesting to see what comes out of this as I am still not clear in what mitigate and adapt actually means at a local government and community level.

I also attended the Climate Summit at the Melbourne Town Hall, and the off shoot meeting with other councillors and council reps at RACV Melbourne, there was over two hundred council representatives in the room from across Australia, which was very heartening to see, a few things too note:

Local governments are basically the grass roots of the three tiers of government and so our communities are impacted quite onerously by the change in the environment, whether that is damage to our infrastructure thru flash storms, which are on the increase, the downing of many of our trees which have occurred three times in January, which compromises council and so therefore the communities budget.

I have always maintained that once big money is involved in the environment/climate wars then that is when you will see change.

And change is happening, if councils don't have climate change on their risk register then insurance want be happy and could quite easily not pay up, they have already in the past three months gone way beyond their budget with insurance claims, so their bottom line is hurting. We also have to inject climate change into our council wellbeing plans, which is a requirement from state.

Also of note is the our interstate council partners do not have greenhouse alliances as we do in Victoria, and so were very keen to know how they worked and to bring them in particularly to NSW.

So whether you believe in climate change or not it is irrelevant from a council perspective as we have to look after our communities irrespective of individual thoughts.

15.6 CR MARGARET RAE

Positive Ageing and Inclusion

I am pleased to say that, since my last report, the position of Access and Inclusion Officer has been ably filled and the officer has hit the ground running. Meetings with community groups are ongoing and invitations for requests to speak with any group or organisation are welcomed. Existing collaborative networks such as the Access and Inclusion Network and the Murrindindi Aged and Disability Service Providers Network are still active and well supported and there is ongoing liaison and communication between all involved in the care and wellbeing of our community.

Planning is also underway for activities and events to support Positive Ageing and age friendly communities and there will be continued liaison with the community with respect to these; and the Vulnerable Persons Register assessment and support is still being maintained.

In thinking about future needs of our community, I have been looking in more detail at our demographics (ABS census statistics). We are very aware of the higher percentage of senior citizens in our community compared with the state average (eg Alexandra and Yea are 30% - whole shire 24%; Victorian average 16%). However, we have equivalent percentages in those living alone. As food for thought, it is thought provoking to note that there are approximately 1595 lone person households in Murrindindi – with people aged over 65 occupying close to 50% of these. Alexandra and Yea alone account for 35% of lone person households in our shire.

As always, if you or anyone you know has a specific need or request and you don't know how to progress this, please do not hesitate to contact Council on 5772 0333

Land Use Planning

Planning officers continue to work closely with applicants to assist them particularly where there are complex issues to resolve. The range of planning issues that a shire like ours continues to present provides great opportunities for both community and for planning officers.

You will also recall that a Special Meeting of Council was held on 4 December 2019 to consider a planning application for 707 Murrindindi Road, Murrindindi in respect of a residential hotel and restaurant and which was refused. I can report that this matter did not proceed to VCAT and that the refusal as determined by Council stands.

Since the last meeting I have had the pleasure of representing Council at:

- the Australia Day events held in Alexandra
- a meeting of the Alexandra Racecourse and Recreation Reserve Committee (ARRRC), and
- the annual Gem and Rock Exhibition held at Thornton by the Alexandra and Eildon District Lapidary & Gem Club.

15.7 CR LEIGH DUNSCOMBE – MAYORAL REPORT

Not really a great deal to report for this month, it has been primarily filled with meetings and budget considerations for the 2020-21 financial year.

I travelled to Wangaratta with our CEO Craig Lloyd to attend the local government round table discussions with our Federal Member for Indi Helen Haines and many other Mayors and CEO's from the Indi electorate. The focus of the meeting was primarily around the federal government's response to the bushfire crisis and funding proposals and actions. Having learnt many lessons from the bushfires of 2009 Craig and I were well placed to contribute constructively to the conversation.

I also travelled to Euroa to meet with the Mayors and CEO's from Strathbogie and Mansfield shires to discuss the Shared Indigenous Partnership with the Taungurung but the meeting that gave me the most pleasure was catching up with Logan McKimmie to present her with her Australia Day Young Citizen of the Year award. Logan was unable to attend on Australia Day to receive it so we arranged an informal meeting to present it. I am still in awe of her passion and commitment from someone so young.

I will say however that I am disappointed with the number of nominations we received. I know that there are literally hundreds of people within our shire that give so much of themselves to our communities and can't understand why they aren't being nominated for these awards.

I would also like to acknowledge and congratulate the two Murrindindi residents who recently received the honour of the Order of Australia Medal, Tony Thompson, OAM of Marysville and Peter Crook, OAM of Kinglake.
Congratulations to them both.

16. CHIEF EXECUTIVE OFFICER REPORT

Shire Advocacy

This month has been a busy one for advocacy meetings with the State Government and other agencies. During the month I met with the Chief of Staff to Minister Adem Somyurek, Minister for Local Government. During this meeting I discussed the proposed Local Government Act and the impacts and support available to small rural Councils during its introduction. It is anticipated that the Act will progress through Parliament during March.

I also met with Minister Jaala Pulford's Office. Minister Pulford is the Minister for Roads and Road Safety, as well as Boating. Matters discussed included road improvement funding, the Eildon Boat Show, the need for measures to improve road visibility in the Kinglake Ranges and a feasibility study for an alternate route for the Spur.

I have also met with our local Member Cindy McLeish MP, and Member for Yan Yean Danielle Greene MP to update them on our communities' needs and opportunities.

State Government Circular Economy Announcements

Council welcomes the announcements this week of a renewed focus by the State Government on reducing, avoiding and better managing waste, known as the circular economy.

Council has been receiving questions from our community asking what the changes, such as possible extra bins will mean in terms of collection cycles, timing of new services, whether four bins will be compulsory across the Shire, and how much extra these services will cost.

Quite simply we are unable to answer these questions at this time. In briefings received this week from the State Government lead Department (DELWP), it is clear that there is still much to do in the assessment, planning and implementation of any changes. The specifics of State funding of these changes is also unclear. The detailed policy and its implementation is yet to be released by the State Government.

To be clear, Council has not yet determined to implement changes to our waste collection arrangements, and awaits further advice and engagement with the State Government. Despite statements in this week's Herald Sun, which listed Murrindindi Shire as commencing a glass

collection service in 2021, this is not yet confirmed and has not been discussed with the State Government to date.

Council also welcome the announcement of a container deposit scheme, and we will play an active role in advocating for this service to be available across our Shire, at suitable locations to ensure easy access. We also wish to understand how local businesses and community groups may be able to become involved in and benefit from the scheme.

Council will continue to advocate for any changes to be funded in full, or in significant part by State Government funds already contributed by our community through the EPA Waste Levy.

17. ASSEMBLIES OF COUNCILLORS

Purpose

This report presents the records of assemblies of Councillors for 18 January 2020 to 19 February 2020, for Council to note in accordance with Section 80A of the *Local Government Act 1989* (the Act).

Officer Recommendation

That Council receives and notes the record of assemblies of Councillors for 18 January 2020 to 19 February 2020.

Background

In accordance with Section 80A of the Act, written assemblies of Councillors are to be reported at an Ordinary Meeting of Council.

An assembly of Councillors includes advisory committees, where one or more Councillors were present, along with planned or scheduled meetings involving at least half of the Councillors and a Council officer.

A Councillor who has a conflict of interest at an assembly of Councillors, must disclose the conflict of interest, and leave the meeting while the matter is being discussed.

Discussion

A written record is required to be kept of every assembly of Councillors, including the names of all Councillors and staff at the meeting, a list of the matters considered, any conflict of interest disclosed by a Councillor, and whether a Councillor who disclosed a conflict left the meeting.

The following summary details are for 18 January 2020 to 19 February 2020:

Meeting Name/Type	Council Pre-Meet
Meeting Date:	22 January 2020
Matters Discussed:	<ol style="list-style-type: none"> 1. Petition – Allandale Road 2. Use and Development of the Land for a Dwelling – 500 Spring Creek Road, Fawcett 3. Grants and Contributions Program 4. Planning Delegations 5. Alexandra Scouts – Transfer of Land 6. Public Interest Disclosure Policy 7. Tender Report – Architects Panel 8. Tender Report – Yea Recreation Reserve – Female Friendly Change Room Renewal & Upgrade
Councillor Attendees:	Cr C Bisset, Cr S McAulay, Cr L Dunscombe, Cr R Bowles, Cr J Ashe, Cr M Rae, Cr E Lording
Council Officer Attendees	C Lloyd, M Chesworth, S Brown, V Albicini, T Carter, N Stewart, C Lintott, M Schreuder
Conflict of Interest Disclosures:	Nil

Meeting Name/Type	Briefing
Meeting Date:	5 February 2020
Matters Discussed:	<ol style="list-style-type: none"> 1. Section 86 Committees of Management Future Options 2. Transition of Aged & Disability Services update 3. Tourism & Events Advisory Committee 4. Budget Briefing #1 – New Initiatives and Fees & Charges 5. Mid-Year Capital Works Progress Report 6. Yea Resource Recovery Centre Redevelopment Update 7. General Update on Waste Related Issues (verbal)
Councillor Attendees:	Cr S McAulay, Cr L Dunscombe, Cr R Bowles, Cr J Ashe, Cr M Rae, Cr E Lording
Council Officer Attendees	C Lloyd, M Chesworth, S Brown, V Albicini, T Carter, C Lintott, G Haylock, A Langley, J Lucas, B Scott
Conflict of Interest Disclosures: Nil	

Meeting Name/Type	Briefing
Meeting Date:	12 February 2020
Matters Discussed:	<ol style="list-style-type: none"> 1. Buxton Recreation Reserve CoM 2. Councillor Reimbursements Process 3. Children's Services Update 4. Eildon Recreation Precinct Consultation Update 5. Budget Briefing – Capital #1 6. Aitkin Crescent Sealing & Associated Works – Tender Report
Councillor Attendees:	Cr S McAulay, Cr L Dunscombe, Cr R Bowles, Cr J Ashe, Cr M Rae, Cr E Lording
Council Officer Attendees	C Lloyd, M Chesworth, V Albicini, T Carter, C Lintott, G Haylock, S Collier, S Porter, L Kelly
Conflict of Interest Disclosures: Nil	

Meeting Name/Type	Workshop Session
Meeting Date:	19 February 2020
Matters Discussed:	<ol style="list-style-type: none"> 1. Libraries – Annual Survey Results and Service Plan Scoping 2. Cat Curfew Discussion 3. Tender Report – Banking Services Quarterly Financial Report
Councillor Attendees:	Cr S McAulay, Cr L Dunscombe, Cr R Bowles, Cr J Ashe, Cr M Rae, Cr E Lording
Council Officer Attendees	C Lloyd, M Chesworth, S Brown, V Albicini, G Haylock, N Stewart, C Southurst, J Rabel, L Kotschet
Conflict of Interest Disclosures: Nil	

Council Plan/Strategies/Policies

This matter is consistent with the *Council Plan 2017-2021 Our Promise* strategy to 'expand our communication'.

Relevant Legislation

For full details of Council's requirement for assemblies of Councillors, refer to Section 80A of the *Local Government Act 1989*.

Financial Implications and Risk

There are no financial or risk implications.

Conflict of Interest

Any conflicts of interest are noted in the assembly of Councillors tables listed above.

RESOLUTION**Cr R Bowles / Cr M Rae****That Council receives and notes the record of assemblies of Councillors for 18 January 2020 to 19 February 2020.****CARRIED UNANIMOUSLY****18. SEALING REGISTER**

File Reference	Date Seal Affixed	Description of Documents	Signatures of Persons Sealing
CONT 19/15	20 January 2020	Formal Instrument of Agreement between Murrindindi Shire Council and North Central Constructions for 2019/2020 Path Program	Craig Lloyd Cr Margaret Rae
SF/779	29 January 2020	Kinglake Rebuilding Advisory Centre Lease between Murrindindi Shire Council and Parks Victoria	Craig Lloyd Cr Sandice McAulay
CONT 19/13	17 February 2020	Formal Instrument of Agreement between Murrindindi Shire Council and E Plus Architectural Pty Ltd for Architectural Services	Craig Lloyd Cr Leigh Dunscombe
CONT 19/13	17 February 2020	Formal Instrument of Agreement between Murrindindi Shire Council and NAAU for Architectural Services	Craig Lloyd Cr Leigh Dunscombe
CONT 19/13	17 February 2020	Formal Instrument of Agreement between Murrindindi Shire Council and SPACES for Architectural Services	Craig Lloyd Cr Leigh Dunscombe
CONT 19/13	17 February 2020	Formal Instrument of Agreement between Murrindindi Shire Council and Hargreaves Design Group for Architectural Services	Craig Lloyd Cr Leigh Dunscombe

Officer Recommendation

That the list of items to which the Council seal has been affixed be noted.

RESOLUTION**Cr M Rae / Cr E Lording****That the list of items to which the Council seal has been affixed be noted.****CARRIED UNANIMOUSLY****19. CONFIDENTIAL ITEMS**

The Local Government Act 1989 section 89(2) allows Council to resolve to close a meeting to the public to consider confidential information relating to any of the following matters:

- (a) personnel matters
- (b) the personal hardship of any resident or ratepayer
- (c) industrial matters
- (d) contractual matters
- (e) proposed developments
- (f) legal advice
- (g) matters affecting the security of Council property

- (h) any other matter which the Council or special committee considers would prejudice the Council or any person
- (i) a resolution to close the meeting to members of the public.

Where possible Council will resolve to make public any decision it makes in a closed meeting where the resolution does not disclose confidential information. There may be occasions where Council cannot make its decision public.

The reports on the Tender CONT 19/15 – Footpath Renewal Program – 2019/2020, Tender CONT 19/30 – Aitkin Crescent Sealing & Associated Works, Tender CONT 20/1 – Back Eildon Road, Thornton – Route Improvement, Tender CONT 19/14 – Renewal Kinglake Netball Courts, Drysdale Quarry and Tender CONT 19/17 – Banking Services are being considered in the closed part of this meeting because they are considered under S89(2)(d) contractual matters.

Recommendation

That Council, in accordance with the *Local Government Act 1989* section 89(2)(d), resolve to close the meeting to the members of the public:

- Tender CONT 19/30 – Aitkin Crescent Sealing & Associated Works
- Tender CONT 20/1 – Back Eildon Road, Thornton – Route Improvement
- Tender CONT 19/14 – Renewal Kinglake Netball Courts
- Drysdale Quarry
- Tender CONT 19/17 – Banking Services

RESOLUTION

Cr M Rae / Cr E Lording

That the meeting be closed to the public pursuant to s.89(2)(d) of the *Local Government Act 1989* due to contractual matters.

CARRIED UNANIMOUSLY

This meeting closed to the public at 6:59pm.

19.2 TENDER CONT 19/30 – AITKIN CRESCENT SEALING & ASSOCIATED WORKS

RESOLUTION

Cr E Lording / Cr J Ashe

That Council:

- 1. accept the tender for the lump sum price of \$216,208.17 (Incl. GST) from Anthony T Lindsay Pty Ltd for the construction of the Aitkin Crescent, Kinglake – Sealing and Associated Works**
- 2. approve the allocation of a contingency amount as detailed in this report**
- 3. release this resolution into the Minutes of the Ordinary meeting of 26 February 2020.**

CARRIED UNANIMOUSLY

19.3 TENDER CONT 20/1 – BACK EILDON ROAD, THORNTON – ROUTE IMPROVEMENT**RESOLUTION****Cr M Rae / Cr J Ashe****That Council:**

- 1. accept the tender for the lump sum price of \$514,174.32 (including GST) from Fineblade Pty Ltd, for the Back Eildon Road, Thornton – route improvement works**
- 2. approve the allocation of a contingency amount as detailed in this report**
- 3. release this resolution into the Minutes of the Ordinary Meeting of 26 February 2020.**

CARRIED UNANIMOUSLY**19.4 TENDER CONT 19/14 – RENEWAL KINGLAKE NETBALL COURTS****RESOLUTION****Cr E Lording / Cr R Bowles****That Council:**

- 1. accept the tender for the lump sum price of \$255,860 (Including GST) from Turf One Pty Ltd for the renewal of the Kinglake Netball Courts**
- 2. approve the allocation of a contingency amount as detailed in this report**
- release this resolution into the Minutes of the Ordinary meeting of 26 February 2020.**

CARRIED UNANIMOUSLY**19.5 DRYSDALE QUARRY****RESOLUTION****Cr R Bowles / Cr E Lording****That Council:**

- 1. cancels the Lease and Work Authority for Drysdale's Quarry, given;**
 - the substantial issues associated with progressing an expansion of the quarry operations**
 - the marginal market value of Council interest in the land for sale purposes**
 - Council's ability to redeem the rehabilitation bond of \$19,500; and further**
- 2. signs a Deed of Surrender of the Drysdale's Pit Lease Agreement**
- 3. authorises the Chief Executive Officer to sign a Notice of Surrender of Work Authority WA1138**
- 4. release this resolution into the Minutes of the Ordinary Meeting of 26 February, 2020.**

CARRIED UNANIMOUSLY**19.6 TENDER CONT 19/17 – BANKING SERVICES****RESOLUTION****Cr M Rae / Cr R Bowles****That Council:**

- 1. award the tender for the provision of banking services to the Commonwealth Bank of Australia**
- 2. note that total indicative contract value over 5 years is \$224,855**
- 3. approve a \$50,000 contingency above the indicative contract value to make allowance for changes in future transaction volumes**
- 4. release this resolution into the Minutes of the Ordinary meeting of 26 February 2020.**

CARRIED UNANIMOUSLY

The meeting was closed at 7:17pm.

CONFIRMED THIS

27 / 03 / 2020

CHAIRPERSON