



MINUTES

Ordinary Council Meeting

6.00pm Tuesday 27 August 2019

VENUE:
Linton Customer Service Centre
Council Chambers
68 Sussex Street, Linton

NEXT ORDINARY COUNCIL MEETING
6.00pm Tuesday 24 September 2019

Copies of Golden Plains Shire Council's Agendas & Minutes
Can be obtained online at www.goldenplains.vic.gov.au

Order Of Business

1	Opening Declaration	3
2	Acknowledgement of Country	3
3	Apologies and Leave of Absence	3
4	Confirmation of Minutes	3
5	Declaration of Conflict of Interest	3
6	Public Question Time	4
7	Business Reports for Decision	5
7.1	Assembly of Councillors	5
7.2	Delegates Report - 24 July 2019 to 26 August 2019	5
7.3	Planning application P19-047 for a two lot subdivision at 39 Stevenson Road, Bannockburn.....	6
7.4	Draft Play Space Strategy 2019-2029	6
7.5	Renewable Energy Power Purchase Agreement for Local Government.....	7
7.6	Naming Proposal for Inverleigh Play Space	7
7.7	Golden Lake Road Bridge Replacement - Piggoreet (Contract No. GPSC- RFT-08-2019) - AWARDING OF TENDER.....	8
7.8	Coopers Bridge Replacement - Meredith (Contract No. GPSC-RFT-09-2019) - Awarding of Tender.....	9
7.9	Asset Management Strategy & Plans	9
7.10	Geelong Regional Library Infrastructure Plan.....	10
7.11	Tree Management Policy - Adoption	10
7.12	Council Policy Review - Election Period (Caretaker)	11
7.13	Council Policy Review - Public Participation in Council Meetings	11
7.14	Council Plan Implementation - June Quarter 2019	12
7.15	2018-19 Budgeted Projects not completed at Year End	12
7.16	Councillor Expenses and Meeting Attendance Report - 12 months ended 30 June 2019	13
8	Notices of Motion	13
	Nil	
9	Petitions	13
	Nil	
10	Confidential Reports for Decision	14

**MINUTES OF GOLDEN PLAINS SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE LINTON CUSTOMER SERVICE CENTRE, COUNCIL CHAMBERS, 68 SUSSEX
STREET, LINTON
ON TUESDAY, 27 AUGUST 2019 AT 6.00PM**

PRESENT: Cr Helena Kirby, Cr David Evans, Cr Joanne Gilbert, Cr Nathan Hansford, Cr Des Phelan, Cr Les Rowe, Cr Owen Sharkey (Mayor)

IN ATTENDANCE: Eric Braslis (CEO), Greg Anders (Director Assets and Amenity), Philippa O'Sullivan (Director Corporate Services), Lisa Letic (Director Community Services), Claire Tehan (People and Culture Manager)

1 OPENING DECLARATION

We the Councillors of Golden Plains Shire declare that we will undertake, on every occasion, to carry out our duties in the best interest of the community and that our conduct shall maintain the standards of the code of good governance so that we may faithfully represent and uphold the trust placed in this Council by the people of Golden Plains Shire

2 ACKNOWLEDGEMENT OF COUNTRY

Council acknowledge the traditional Wadawurrung owners of the land where we meet today. Council pays its respects to Wadawurrung Elders both past and present and extends that respect to all Aboriginal and Torres Strait Islander People who are part of Golden Plains Shire.

3 APOLOGIES AND LEAVE OF ABSENCE

Cr Des Phelan requested a Leave of Absence for the 24 September 2019 Ordinary Council Meeting.

RESOLUTION

Moved: Cr Nathan Hansford
Seconded: Cr David Evans

That a leave of absence be granted to Cr Des Phelan for the 24 September 2019 Ordinary Council Meeting.

CARRIED

4 CONFIRMATION OF MINUTES

RESOLUTION

Moved: Cr Des Phelan
Seconded: Cr Les Rowe

That the minutes of the Ordinary Council Meeting held on 23 July 2019 be confirmed.

CARRIED

5 DECLARATION OF CONFLICT OF INTEREST

Nil

6 PUBLIC QUESTION TIME

CAMERON STEELE

Question 1

Could the Council please explain what avenues and processes, within Council or without, are open to ratepayers if in their opinion they perceive that one or more Councillors have not appropriately declared a conflict of interest regarding a matter that has been before Council?

Response (DIRECTOR CORPORATE SERVICES)

Council welcome and encourage queries, concerns, requests or complaints from ratepayers via our Customer Service team and can be received via phone, email or in person. Alternatively, you can make an online enquiry. Council are open to meeting and discussing concerns with ratepayers to providing an acceptable resolution.

If you are unhappy with the response provided by Council, The Local Government Inspectorate (Inspectorate) is an independent administrative office of the Department of Premier and Cabinet, which reports to the Special Minister of State (SMOS) and promotes voluntary compliance with the requirements of the Local Government Act 1989 (Act), and encourage best practice, accountability and transparency in local government.

Question 2

Do these avenues and processes also apply to concerns about a potential conflict of interest on a matter which is yet to come before Council, if they don't which do, and how would ratepayers go about having said concerns placed on the public record if they wish to do so?

Response (DIRECTOR CORPORATE SERVICES)

As per question 1 response, Council welcome and encourage ratepayers to discuss their queries or concerns with Council in the first instance to provide an acceptable and prompt resolution for the ratepayer.

BRUCE MCDONALD

Question 1

What 'weighting' is given to Council survey results on proposed policies?

Response (DIRECTOR ASSETS AND AMENITY)

All survey responses and comments are considered and assessed equally by Council. Weightings are not assigned to any particular types of responses or survey questions.

Question 2

Please explain the information mail out process which mixed names and occupiers, and to whom should errors in the map be advised?

Response (DIRECTOR ASSETS AND AMENITY)

A letter including a submission form, notice of amendment and a reply paid envelope was sent to all land owners and occupiers of Inverleigh, including those who may be considered to be leasing or renting a property in Inverleigh (addressed as 'the occupier'). Any further queries regarding the mail out process, as well as perceived errors in the Inverleigh framework plan can be directed to Council's Strategic Planning Team, or alternatively you may wish to lodge a submission to Amendment C87gpla outlining your concerns.

7 BUSINESS REPORTS FOR DECISION

7.1 ASSEMBLY OF COUNCILLORS

EXECUTIVE SUMMARY

To present Council with written records of Assembly of Councillors in accordance with section 80A of the Local Government Act 1989 from 24 July 2019 to 26 August 2019.

RESOLUTION

Moved: Cr David Evans
Seconded: Cr Nathan Hansford

That Council notes the Assembly of Councillors Record from 24 July 2019 to 26 August 2019 as attached.

CARRIED

7.2 DELEGATES REPORT - 24 JULY 2019 TO 26 AUGUST 2019

Cr Owen Sharkey

26 July	G21 Board Meeting
26 – 28 July	Councillor Development Weekend
29 July	National Tree Day Planting at Bruce's Creek
31 July	Local Government Bill 2019 Forum
01 August	Tourism Geelong Bellarine Board Meeting
02 August	Berrybank Windfarm CEC Meeting
05 August	Community Grants Evening
12 August	Science Week 2019 Stadium Show
16 August	PUGRC Mayor & CEO Forum
20 August	Councillor Briefing Meeting
20 August	Meeting with Michael O'Brien and Richard Riordan
21 August	Meeting with Libby Coker Corangamite MP
21 August	Local Government Rating Review Consultation Commencement

All other Councillors gave a verbal update on their attendances of various Council and community functions over the month.

RESOLUTION

Moved: Cr Nathan Hansford
Seconded: Cr David Evans

That Council receive and note the Delegates Report – 24 July 2019 to 26 August 2019.

CARRIED

7.3 PLANNING APPLICATION P19-047 FOR A TWO LOT SUBDIVISION AT 39 STEVENSON ROAD, BANNOCKBURN

EXECUTIVE SUMMARY

This report relates to a planning permit application for the development of land for the purposes of a two lot subdivision at 39 Stevenson Road, Bannockburn. The application has been referred to the Council Meeting for determination because there is an objection to the application.

RESOLUTION

Moved: Cr David Evans

Seconded: Cr Les Rowe

That Council resolves to issue a Notice of Decision to Grant a Planning Permit for the development of a two lot subdivision at 39 Stevenson Road, Bannockburn subject to the conditions attached to this report, but with the conditions amended to:

- Remove the requirement for the owner to enter into a section 173 Agreement which would require the common property access driveway to be bituminous sealed if Lot S2 is further subdivided; and
- Include a new condition which requires that before the Statement of Compliance is issued for the subdivision, the common property access driveway must be sealed with an all-weather bituminous wearing surface (or similar alternative), with a minimum width of 3.7 meters.

CARRIED

7.4 DRAFT PLAY SPACE STRATEGY 2019-2029

EXECUTIVE SUMMARY

Council commissioned '@Leisure Planners' to develop a 'Play Space Strategy' to inform its planning and delivery of outdoor play infrastructure for the period 2019 – 2029.

The Strategic recommendations within the draft Play Space Strategy 2019-2029 are important for ensuring Council's future provision and maintenance align with the needs of the Golden Plains community, whilst being realistic and achievable.

The draft Play Space Strategy has been developed following extensive industry review and community consultation and now the draft Strategy has been prepared for public exhibition. Community feedback received during the exhibition period will inform the final document that will be presented to Council for endorsement in October.

RESOLUTION

Moved: Cr Nathan Hansford

Seconded: Cr David Evans

That Council endorse the draft Play Space Strategy 2019-2029 for public exhibition from 28 August to 25 September 2019 and seek community feedback.

CARRIED

7.5 RENEWABLE ENERGY POWER PURCHASE AGREEMENT FOR LOCAL GOVERNMENT

EXECUTIVE SUMMARY

Golden Plains Shire has an opportunity to participate along with a group of at least 39 other Councils in a joint renewable energy electricity contract. A financial assessment undertaken on behalf of the group indicates an expected financial benefit to participating Councils. The Municipal Association of Victoria (MAV) has been appointed to take the project to market. Along with anticipated improvement in electricity pricing, participation will have the benefit of reducing Council's environmental footprint.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr David Evans

That Council supports participation in the Renewable Energy Power Purchase Agreement for Local Government.

CARRIED

7.6 NAMING PROPOSAL FOR INVERLEIGH PLAY SPACE

EXECUTIVE SUMMARY

The Inverleigh community is seeking to formally name the parcels of land associated with the new Inverleigh Community Play Space, Inverleigh public amenity facility and skate park as a whole (see Attachment 1).

It has been researched and shown that the site has never had an official or unofficial name, so the naming proposal is unique and original to the site.

RESOLUTION

Moved: Cr Nathan Hansford

Seconded: Cr David Evans

That Council:

1. Endorse the proposed name 'Inverleigh River Park' and advertise its intention to name the parcel of land 'Inverleigh River Park'.
2. Consider any submission received following the advertised period and if no objections received, proceed with the gazettal process.

CARRIED

7.7 GOLDEN LAKE ROAD BRIDGE REPLACEMENT - PIGGOREET (CONTRACT NO. GPSC-RFT-08-2019) - AWARDING OF TENDER**EXECUTIVE SUMMARY**

Having undertaken a competitive tender process for the Bridge Replacement located on Golden Lake Road, Piggoreet, and having evaluated and assessed the tenders received, officers have provided a detailed report on options for Council to consider, being to proceed with the bridge replacement project or abandon it and reallocate the Council contribution of \$300,000 to another project. The officers have recommended that Council decide against the awarding of any contract for replacement of the bridge.

RESOLUTION

Moved: Cr Des Phelan

Seconded: Cr Nathan Hansford

That Council:

1. Not proceed with the Golden Lake Road bridge replacement project over the Woody Yaloak River, Piggoreet, on the grounds that the submitted tenders are significantly in excess of the available budget for the project.
2. Advise the Federal Department of Infrastructure, Transport, Cities and Regional Development of its decision not to proceed with this bridge replacement project.
3. Commence the formal process, pursuant to section 207A and Clause 9 of Schedule 11 of the *Local Government Act* 1989, giving public notice of Council's intention to permanently close Golden Lake Road to through traffic, such closure to take effect immediately Council determines that the bridge over Woody Yaloak River is no longer safe for any motorised vehicles.
4. Receive a further report on how the \$300k Council funding for this project can be best reallocated to other 2019/20 road and / or bridge renewal projects.

CARRIED

7.8 COOPERS BRIDGE REPLACEMENT - MEREDITH (CONTRACT NO. GPSC-RFT-09-2019) - AWARDING OF TENDER

EXECUTIVE SUMMARY

Having undertaken a competitive tender process for the Coopers Bridge Replacement located on Meredith-Steiglitz Road, Meredith and having evaluated and assessed the tenders received, Council is now being requested to approve awarding of the contract to the preferred and recommended tenderer.

RESOLUTION

Moved: Cr Nathan Hansford

Seconded: Cr David Evans

That Council:

1. Award contract GPSC-RFT-09-2019, Coopers Bridge Replacement – Meredith, to Ace Infrastructure Pty Ltd for the tendered sum of \$1,235,196.54 (ex GST) in accordance with Clause 2.4.3 of the procurement policy.
2. Authorise the Chief Executive Officer to execute Contract No. GPSC-RFT-09-2019 with Ace Infrastructure Pty Ltd for Coopers Bridge Replacement located on Meredith-Steiglitz Road, Meredith.

CARRIED

7.9 ASSET MANAGEMENT STRATEGY & PLANS

EXECUTIVE SUMMARY

Council officers are currently reviewing whole of business asset management. The adoption of these listed Asset Management Documents is essential to providing a framework and guiding principles for the sustainable and effective lifecycle management of Council's physical assets.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr David Evans

That Council adopts the following Asset Management Documents as attached:

1. Asset Management Strategy 2019-2021
2. Roads & Carparks Asset Management Plan 2019
3. Bridges & Culverts Asset Management Plan 2019

CARRIED

7.10 GEELONG REGIONAL LIBRARY INFRASTRUCTURE PLAN**EXECUTIVE SUMMARY**

At its Board Meeting of the 26 June 2019, the Geelong Regional Library Corporation Board considered member Council feedback in relation to Draft Library Infrastructure Plan and resolved for the draft plan to be presented to member Council's for endorsement.

RESOLUTION

Moved: Cr Nathan Hansford

Seconded: Cr Helena Kirby

That Council endorse the Geelong Regional Library Infrastructure Plan.

CARRIED

7.11 TREE MANAGEMENT POLICY - ADOPTION**EXECUTIVE SUMMARY**

The purpose of this report is to present to Council for adoption a new policy that has as its principal objective the management of trees for which Council has responsibility in a proactive, rather than reactive, manner – acknowledging, however, that Council does not have the resources to remove all risks associated with trees.

RESOLUTION

Moved: Cr Joanne Gilbert

Seconded: Cr Des Phelan

That Council adopts the Tree Management Policy, as attached, and places a copy of the Policy on Council's website.

CARRIED

7.12 COUNCIL POLICY REVIEW - ELECTION PERIOD (CARETAKER)

EXECUTIVE SUMMARY

The Election Period (Caretaker) Policy was last reviewed and adopted by Council at its meeting held on 23 February 2016.

The *Local Government Amendment (Improved Governance) Act 2015* specifies that Councils must review their Election Period policy not later than 12 months prior to each election period. The forthcoming election period will commence in September 2020.

To meet legislative requirements, the Election Period (Caretaker) Policy has been reviewed. Changes to the policy have been made to clarify and strengthen practices during the election period including, updating the purpose and policy statement, adding scope to identify to whom the policy applies to and any exclusions, updating the election period dates, strengthening procedures in regard to public question time, media services, use of resources, functions and events, travel and accommodation, access to information and advice to candidates. Other changes include defining responsibilities under the policy, updating definitions and cosmetic changes specifically, re-formatting the policy to bring it into alignment with new Council Policy template.

The revised policy is provided for Council's consideration and adoption.

RESOLUTION

Moved: Cr Des Phelan

Seconded: Cr David Evans

That Council adopts the revised Election Period (Caretaker) Policy as attached.

CARRIED

7.13 COUNCIL POLICY REVIEW - PUBLIC PARTICIPATION IN COUNCIL MEETINGS

EXECUTIVE SUMMARY

The Public Participation in Council Meetings (Question Time, Presentations & Submissions, Petitions & Joint Letters) Policy was last reviewed and adopted by Council at its meeting held on 25 June 2019.

Minor changes to the policy have since been made to further strengthen practices and provide clarity of the application, including removing the ability for a proxy to ask a public question on behalf of another person at a Council meeting and cosmetic changes specifically, re-formatting the policy to bring it into alignment with new Council Policy template.

The revised policy is provided for Council's consideration and adoption.

MOTION

Moved: Cr Nathan Hansford

Seconded: Cr Des Phelan

That Council adopts the revised Public Participation in Council Meetings (Question Time, Presentations & Submissions, Petitions & Joint Letters) Policy as attached.

LOST

7.14 COUNCIL PLAN IMPLEMENTATION - JUNE QUARTER 2019

EXECUTIVE SUMMARY

To update Council on the progress made to 30 June 2019 in completing the 2018-19 actions contained in the Council Plan 2017-2021. The Council Plan 2017-2021 contains 40 actions framed around 4 Pillars which are:

- Promoting healthy and connected communities;
- Enhancing local economies;
- Managing natural and built environments; and
- Delivering good governance and leadership.

This is the fourth quarterly report to Council regarding implementation of the Plan for 2018-19.

The report includes both achievements attained but also highlights those actions where Council has not achieved for reasons outlined in the report.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr Joanne Gilbert

That Council note the report, the achievements attained and also those actions not fully completed in the Council Plan 2017-2021, as at 30 June 2019. **CARRIED**

7.15 2018-19 BUDGETED PROJECTS NOT COMPLETED AT YEAR END

EXECUTIVE SUMMARY

The purpose of this report is to provide a summary of the projects that were not completed by 30 June 2019 and advising of the creation of the waste management reserve.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr Les Rowe

That Council note the programs and projects not completed by 30 June 2019 and the budgets to be rolled forward to 2019-20.

CARRIED

7.16 COUNCILLOR EXPENSES AND MEETING ATTENDANCE REPORT - 12 MONTHS ENDED 30 JUNE 2019**EXECUTIVE SUMMARY**

The report provides a record of expenditure made on behalf of Councillors in the performance of their duties over the 2018/19 financial year. Going forward, this report will also include quarterly updates on Councillor attendance at Ordinary meetings of Council and Special meetings of Council.

Providing regular updates throughout the year on the Councillor attendance at meetings enables enhanced transparency rather than only one annual update as reported in Council's annual report.

RESOLUTION

Moved: Cr David Evans

Seconded: Cr Les Rowe

That Council note the contents of the Councillor Expenses and attendance Report for the quarter ended 30 June 2019 and the financial year ended 30 June 2019 as will be reported within the 2018/19 Annual Report.

CARRIED

8 NOTICES OF MOTION

Nil

9 PETITIONS

Nil

10 CONFIDENTIAL REPORTS FOR DECISION

RESOLUTION

Moved: Cr Les Rowe
Seconded: Cr Nathan Hansford

That Council moves out of Open Council into Closed Council to consider the confidential report(s) listed below in a meeting closed to the public in accordance with Section 89(2) of the Local Government Act 1989:

10.1 Appointment of Audit and Risk Committee Independent Member

This matter is considered to be confidential under Section 89(2) - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters.

10.2 Chief Executive Officer Performance Review

This matter is considered to be confidential under Section 89(2) - d of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with contractual matters.

CARRIED

RESOLUTION

Moved: Cr Nathan Hansford
Seconded: Cr Joanne Gilbert

That Council moves out of Closed Council into Open Council.

CARRIED

Council determined that the resolution pertaining to the following item be deemed no longer confidential:

10.1 Appointment of Audit and Risk Committee Independent Member

RESOLUTION

Moved: Cr Nathan Hansford
Seconded: Cr Des Phelan

That Council:

1. Resolves to appoint Mr Phil Delahunty as an independent member of Council's Audit and Risk Committee for an initial four year term expiring on 1 September 2023, as provided for in the Audit and Risk Committee Charter.
2. Determines that this resolution be deemed no longer confidential with the report to remain confidential.

CARRIED

The Meeting closed at 8.23pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 24 September 2019.

.....
CHAIRPERSON