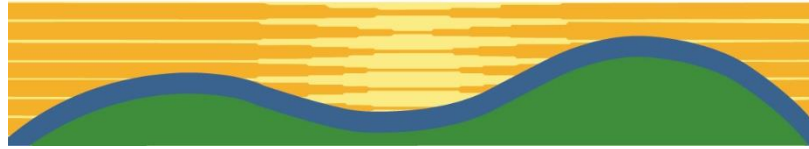


MITCHELL SHIRE COUNCIL



**ORDINARY COUNCIL
MEETING
MINUTES**

MONDAY 16 OCTOBER 2017

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	GOVERNANCE DECLARATION	1
2	APOLOGIES AND LEAVE OF ABSENCE	1
3	DISCLOSURE OF CONFLICTS OF INTEREST	2
4	CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS	2
5	PETITIONS AND JOINT LETTERS	2
6	PRESENTATIONS	2
7	ADVOCACY AND COMMUNITY SERVICES.....	3
7.1	Draft Customer Service Charter and Draft Complaints Handling Framework	3
7.2	Mitchell Emergency Management Policy and Framework.....	4
7.3	Council Plan 2017-2021 - Annual Action Plan 2017-2018.....	5
8	GOVERNANCE AND CORPORATE PERFORMANCE.....	6
8.1	Annual Report 2016-2017	6
8.2	Assembly of Council Record	7
8.3	Review of Instruments of Delegation.....	8
9	DEVELOPMENT AND INFRASTRUCTURE.....	9
9.1	Planning Permit Application PLP084/17 For 2 lot subdivision At 285 Gehrys Lane, Forbes.....	9
9.2	Proposed Planning Scheme Amendment C120 - Re-zoning of Land at 2 Tootle Street, Kilmore.....	14
9.3	Victorian Civil and Administrative Tribunal Hearings and Activities Carried Out Under Delegation.....	15
9.4	Mitchell Shire Environment Strategies Draft 2017-2018 Action Plan	16
9.5	Proposed Mitchell Environment Advisory Committee Membership	17
10	EXECUTIVE SERVICES	18
	Nil Reports	18

11	NOTICES OF MOTION.....	19
11.1	Notice of Motion: No. 922 - Opposition to Increased Poker Machines.....	19
11.2	Notice of Motion: No. 923 - Ordinary Council Meeting Time	20
11.3	Notice of Motion: No. 924 - 2030 Greater Victoria Commonwealth Games Bid Project.....	21
11.4	Notice of Motion: No. 925 - Shopping Trolleys	22
11.5	Notice of Motion: No. 926 - Planning Delegation.....	23
12	DELEGATES REPORTS.....	24
12.1	Delegate Report - Heritage Advisory Committee - Overview and Update.....	24
12.2	Delegate Report Mitchell Environment Advisory Committee Overview and Update.....	25
12.3	Delegate Report - Overview and Update on Activities and Delegate Deliberations	26
13	GENERAL BUSINESS	27
13.1	Letter of Congratulations to Dot Evans.....	28
13.2	Letter of Condolences for Cr Ruth Amery.....	28
13.3	Letter of Congratulations to Mrs Furhmeister.....	28
14	URGENT BUSINESS	28
14.1	Greater Victoria Commonwealth Games 2030 Bid Project – Opportunity for Mitchell Shire Council to Participate in Prefeasibility Study.....	28
15	CONFIDENTIAL BUSINESS	30
	The meeting was closed to the public at 8.28pm.	30
15.1	Confirmation of Minutes of previous Confidential Meeting	30
15.2	Delegate Report - Audit Committee.....	30
15.3	Wallara Waters Estate - Council Position paper for VCAT Hearing.....	30
15.4	Kings Park Seymour Netball Amenities Procurement Tender Evaluation	30
15.5	Fire Hazard Removal Services Panel of Contractors Procurement Report.....	30
15.6	Re-opening of Meeting to members of the public.....	30
16	DATE OF NEXT MEETING	30

17 **CLOSE OF MEETING**30

**MINUTES OF THE ORDINARY COUNCIL MEETING OF
THE MITCHELL SHIRE COUNCIL HELD AT MITCHELL
CIVIC CENTRE, 113 HIGH STREET BROADFORD ON
16 OCTOBER 2017**

THE MEETING OPENED: 7.00pm

COUNCILLORS PRESENT

Cr Annie Goble	Central Ward	
Cr David Atkinson	Central Ward	
Cr Bob Humm	Central Ward	
Cr Bill Chisholm	North Ward	
Cr Rhonda Sanderson	North Ward	(Chairperson)
Cr Fiona Stevens	North Ward	
Cr Rob Eldridge	South Ward	
Cr Bob Cornish	South Ward	

OFFICERS PRESENT

Mr David Turnbull	Chief Executive Officer
Mr Laurie Ellis	Director Governance and Corporate Performance
Ms Mary Agostino	Director Advocacy and Community Services
Mr Jeff Saker	Director Development and Infrastructure
Ms Lidia Harding	Governance and Corporate Accountability Coordinator

1 GOVERNANCE DECLARATION

The declaration was read by Cr B. Humm

2 APOLOGIES AND LEAVE OF ABSENCE

COUNCIL RESOLUTION

MOVED: CR. B. CORNISH

SECONDED: CR. B. HUMM

THAT the apology for this meeting received from Cr Lowe be accepted.

CARRIED UNANIMOUSLY

3 DISCLOSURE OF CONFLICTS OF INTEREST

In accordance with Section 79 of the Local Government Act 1989.

Nil.

**4 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS
COUNCIL RESOLUTION**

MOVED: CR. B. CHISHOLM

SECONDED: CR. A. GOBLE

THAT the Minutes of the Ordinary Council Meeting held 18 September 2017, as circulated, be confirmed.

CARRIED UNANIMOUSLY

5 PETITIONS AND JOINT LETTERS

In accordance with Clause 66 of Local Law No. 4 – Meeting Procedures.

Nil.

6 PRESENTATIONS

In accordance with Clause 65 of Local Law No. 4 – Meeting Procedures.

Nil.

7 ADVOCACY AND COMMUNITY SERVICES

7.1 Draft Customer Service Charter and Draft Complaints Handling Framework

Author: Kellie Vise - Manager Active Communities

File No: LI/01/001-02

Attachments: 1. [Customer Service Charter 2017](#)
2. [Complaints Handling Framework 2017](#)

SUMMARY

Mitchell Shire's Council Plan 2017 – 2021 establishes a key strategic objective to ensure a customer first approach for responsive service delivery and communication.

As part of this commitment, a new Customer Service Charter (Attachment 1) and Complaints Handling Framework (Attachment 2) have been developed to provide greater transparency to the community and to commit all Council staff to deliver excellent service that is responsive, accessible and inclusive.

The new Charter and Framework is presented for Council's consideration. Council will continue to work with the community and staff to implement this new approach and to identify ongoing improvements.

COUNCIL RESOLUTION

MOVED: CR. F. STEVENS

SECONDED: CR. B. CHISHOLM

THAT Council:

1. Adopts the Mitchell Shire Council Customer Charter and Complaints Handling Framework.
2. Continues to work with the community throughout the year and formally review the Charter and Framework in twelve (12) months.

CARRIED UNANIMOUSLY

7.2 Mitchell Emergency Management Policy and Framework

Author: Bryan McCarthy - Emergency Management and Recovery Coordinator

File No: EM/09/001

Attachments: 1. MSC Emergency Management Policy [⇒](#)
2. MSC Emergency Management Framework [⇒](#)

SUMMARY

The Emergency Management Policy and Framework demonstrates Mitchell Shire Council's (MSC) commitment to ensuring that it has structures and processes in place to prepare for, respond to and recover from an emergency incident.

COUNCIL RESOLUTION

THAT Council:

1. Endorse the Mitchell Shire Council Emergency Management Policy.
2. Endorse the Emergency Management Framework and its role in ensuring Mitchell Shire Council has structures and processes in place to ensure a timely, effective and efficient response to an emergency event.

COUNCIL RESOLUTION

MOVED: CR. B. CHISHOLM

SECONDED: CR. F. STEVENS

THAT Council defer the item.

CARRIED

The vote resulted in as follows:

For:

CR. D. ATKINSON
CR. B. CHISHOLM
CR. R. ELDRIDGE
CR. A. GOBLE
CR. R. SANDERSON
CR. F. STEVENS

Against:

CR. B. CORNISH
CR. B. HUMM

Abstained:

7.3 Council Plan 2017-2021 - Annual Action Plan 2017-2018

Author: Kellie Vise - Manager Active Communities

File No: 2017/15/7

Attachments: 1. Council Plan 2017-2021 - Year 1 Annual Action Plan [↗](#)

SUMMARY

The 2017-2021 Council Plan was adopted by Council in July 2017. It establishes Council's overall strategic direction and priorities for the next four years. Council consulted extensively with the community in developing the Council Plan to ensure its strategic objectives and priority actions reflect the aspirations and needs of Mitchell Shire residents, both now and into the future.

Council has now developed an Annual Action Plan for the first year of the Council Plan, identifying the actions that will be delivered to support the achievement of the strategic objectives which align with the approved budget for 2017-2018. Progress on the 2017-2018 Annual Action Plan will be reported every six months to Council and the community.

COUNCIL RESOLUTION

MOVED: CR. R. ELDRIDGE

SECONDED: CR. D. ATKINSON

THAT Council adopts the Council Plan Annual Action Plan for 2017-2018.

CARRIED UNANIMOUSLY

8 GOVERNANCE AND CORPORATE PERFORMANCE

8.1 Annual Report 2016-2017

Author: Ellen McComish - Corporate Reporting and Improvement Officer

File No: CM/20/015

Attachments: 1. Mitchell Shire Council Annual Report 2016-2017 - Under Separate Cover [⇒](#)

SUMMARY

The Annual Report for the past financial year has been prepared and forwarded to the Minister for Local Government in accordance with the provisions of section 133 of the *Local Government Act 1989 (Act)*.

Public notice of the preparation of the Annual Report and the certification of the Auditor-General has been given under the provisions of the Act and copies made available on Council's website. Copies will also be made available at our library and customer service centres.

The report is now presented for Council's consideration.

COUNCIL RESOLUTION

MOVED: CR. B. CHISHOLM

SECONDED: CR. A. GOBLE

THAT Council considers the Annual Report for 2016-2017 and notes its completion, in accordance with the *Local Government Act 1989* and the *Local Government (Planning and Reporting) Regulations 2014*.

CARRIED UNANIMOUSLY

8.2 Assembly of Council Record

Author: Lidia Harding - Governance & Corporate Accountability Coordinator

File No: CL/04/013-02

Attachments: 1. *Assembly of Council Record - September 2017* [↗](#)

SUMMARY

This report provides records of assemblies of Councillors that have occurred since the last Council meeting, which includes matters considered and any conflict of interest disclosures made by a Councillor.

COUNCIL RESOLUTION

MOVED: CR. R. ELDRIDGE

SECONDED: CR. B. CORNISH

THAT Council receive and note the record of assembly of Councillors.

CARRIED UNANIMOUSLY

8.3 Review of Instruments of Delegation

Author: Lidia Harding - Governance & Corporate Accountability Coordinator

File No: CM/17/003

- Attachments:**
1. S.5 Instrument of Delegation from Council to Chief Executive Officer [⇒](#)
 2. S.6 Instrument of Delegation from Council to Members of Council Staff [⇒](#)
 3. S.14 Instrument of Delegation by Chief Executive Officer for VicSmart Applications under the *Planning and Environment Act 1987* [⇒](#)
-

SUMMARY

The *Local Government Act 1989* ('the Act') identifies a number of legislative requirements that must be met following a Council election. One of these is for Council under Section 98(6) of the Act to review within the period of 12 months after a general election all delegations which are in force and have been made by the Council.

COUNCIL RESOLUTION

MOVED: CR. B. HUMM

SECONDED: CR. R. ELDRIDGE

THAT Council resolve that in the exercise of the powers conferred by section 98(1) of the *Local Government Act 1989* (the Act) and the other legislation referred to in the Instrument of Delegation -

1. Adopt the Instrument of Delegation from Council to Chief Executive Officer (Attachment 1).
2. Adopt the Instrument of Delegation from Council to Members of Council Staff (Attachment 2).
3. Adopt the Instrument of Delegation by Chief Executive Officer for VicSmart Applications under the *Planning and Environment Act 1987* (Attachment 3).
4. The Instruments of Delegation above come into force immediately upon affixing the common seal of Council.
5. On the coming into force of the Instruments of Delegation, the previous delegation from Council to Chief Executive Officer dated 18 July 2016, from Council to Members of Council Staff dated 21 March 2016, and Delegation by Chief Executive Officer for VicSmart Applications under the *Planning and Environment Act 1987* dated 7 January 2016 be revoked.

CARRIED UNANIMOUSLY

9 DEVELOPMENT AND INFRASTRUCTURE

9.1 Planning Permit Application PLP084/17 For 2 lot subdivision At 285 Gehrys Lane, Forbes

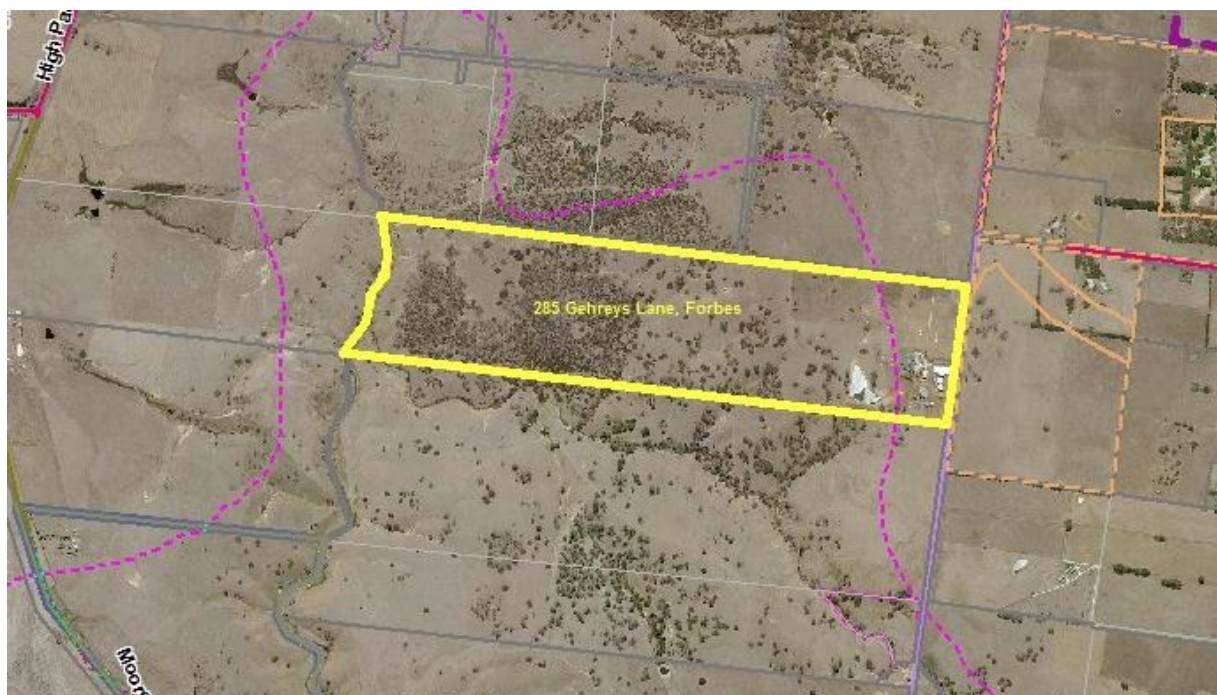
Author: Mathew Mertuszka - Statutory Planner

File No: PLP084/17

Attachments: Nil

Property No.:	105902
Title Details:	Portion 55, Parish of Forbes
Applicant:	T & C Development
Zoning:	Farming Zone
Overlays:	Salinity Management Overlay Erosion Management Overlay
Objections Received:	None
Cultural Heritage Management Plan Required:	No, the proposal is exempt from requiring a Cultural Heritage Management Plan
Officer Declaration of Conflict of Interest:	No officers involved in the preparation of this report have any direct or indirect interest in this matter

SITE MAP



PLANNING PERMIT APPLICATION PLP084/17 FOR 2 LOT SUBDIVISION AT 285 GEHRYS LANE, FORBES (CONT.)

SUMMARY

This report recommends that Council resolve to issue a Notice of Refusal to Grant a Planning Permit for Planning Application PLP084/17, which proposes a two-lot subdivision (dwelling excision) at No. 285 Gehrys Lane, Forbes.

The application was advertised by letter to surrounding properties. No objections were received.

Refusal is recommended as the proposed subdivision is not consistent with the purpose of the Farming Zone and relevant State and Local Planning Policies affecting the subject land

The proposed 2 lot subdivision will create a lot with limited agricultural potential due to the size, topography and vegetated nature of the land. The newly created balance (remaining land after the house and equine facility is subdivided) lot has significant building constraints which will further impact the use of the land for agricultural purposes. Additionally, the lot which contains the existing dwelling and equine use will be restricted in what it could be used for due to the modest size of the land.

A newly created lot with no connection to surrounding farming operations will further fragment agricultural land and result in economic and amenity impacts to the continued viability of the surrounding land used for agricultural production.

COUNCIL RESOLUTION

MOVED: CR. A. GOBLE

SECONDED: CR. B. CHISHOLM

That Council having complied with the relevant sections of the *Planning & Environment Act 1987*, resolve to issue a planning permit in respect of Application No. PLP084/17 for a 2-lot subdivision at Portion 22, Parish of Forbes, known as 285 Gehreys Lane, Forbes, subject to the following conditions:

1. Before the Certification of the Plan of Subdivision under the *Subdivision Act 1988*, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the advertised plans but further modified to show:
 - (a) An amended plan of subdivision showing the access width with a minimum of 20 metres to proposed lot 2.
2. The layout of the subdivision as shown on the endorsed plans must not be altered or modified unless otherwise agreed in writing by the Responsible Authority.
3. The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity and gas services to each lot shown on the endorsed plan in accordance with the

PLANNING PERMIT APPLICATION PLP084/17 FOR 2 LOT SUBDIVISION AT 285 GEHRYS LANE, FORBES (CONT.)

authority's requirements and relevant legislation at the time.

4. All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.
5. The plan of subdivision submitted for certification under the *Subdivision Act 1988* must be referred to the relevant authority in accordance with Section 8 of that Act.

Telecommunications

6. The owner of the land must enter into an agreement with:
 - (a) telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and
 - (b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
7. Before the issue of a Statement of Compliance for any stage of the subdivision under the *Subdivision Act 1988*, the owner of the land must provide written confirmation from:
 - (a) telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and
 - (b) a suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.

Engineering requirements

8. Before the issue of Statement of Compliance under the *Subdivision Act 1988*, the permit holder must construct a vehicle crossing to Lot 2 to a rural standard in accordance with Mitchell Shire Council's Standard Drawings to the satisfaction of the Responsible Authority, unless otherwise agreed in writing by the Responsible Authority.
9. Before the issue of Statement of Compliance under the *Subdivision Act 1988*, the permit holder must construct at no cost to Council, drainage works between each of the proposed lots and the Council nominated point of discharge to the satisfaction of the Responsible Authority.
10. The discharge of water from each of the proposed lots must be controlled

PLANNING PERMIT APPLICATION PLP084/17 FOR 2 LOT SUBDIVISION AT 285 GEHRYS LANE, FORBES (CONT.)

around its limits to prevent any discharge onto any adjacent property or streets other than by means of an approved drainage system discharged to an approved outlet in a street or to an underground pipe drain to the satisfaction of the Responsible Authority.

11. Any road(s), footpath(s) or other infrastructure adjacent to the land damaged as a result of the construction works (including but not limited to trenching and excavation for utility service connections, movement of vehicle and the likes), must be reinstated to the satisfaction of the Responsible Authority and at the cost of the permit holder.
12. Before the issue of Statement of Compliance under the *Subdivision Act 1988*, the permit holder must improve the existing common driveway providing access to each lot to the satisfaction of the Responsible Authority.
13. Before the issue of Statement of Compliance under the *Subdivision Act 1988*, the owner must enter into an agreement with the Responsible Authority made pursuant to Section 173 of the *Planning and Environment Act 1987* and the agreement must be registered on the title/s to the land under Section 181 of the Act. The agreement must provide:
 - (a) The provision of a building exclusion area to prevent buildings (including structures) to be located 20 metres from the ridge top of Lot 2;
 - (b) No further subdivision of lots 1 and 2;
 - (c) The owner must pay the reasonable costs for the preparation, execution and registration of the Section 173 Agreement.
- 14) Before the issue of Statement of Compliance under the *Subdivision Act 1988*, a copy of the Titles Office registration number (dealing number) for the Section 173 Agreement must be provided to Council as proof of registration.
- 15) Any road(s), footpath(s) and/or other infrastructure damaged as a result of the construction works (including but not limited to trenching and excavation for utility service connections, movement of vehicles and the likes), must be reinstated to the satisfaction of the Responsible Authority and at the cost of the permit holder.

DELWP Conditions

- 16) Before the issue of Statement of Compliance the portions of road required for access (portion of unused road licence No. 0703247) must be opened for traffic in accordance with Section 407 of the *Land Act 1958* to the satisfaction of the Department of Environment Land Water and Planning.

Permit expiry

- 17) This permit will expire if one of the following circumstances applies:
 - (a) The plan of subdivision is not certified within 2 years of the date of this permit;
 - (b) The registration of the relevant stage of subdivision is not completed within five years from the date of certification of the plan of subdivision.

The Responsible Authority may extend the permit if a request is made in writing

PLANNING PERMIT APPLICATION PLP084/17 FOR 2 LOT SUBDIVISION AT 285 GEHRYS LANE, FORBES (CONT.)

in accordance with Section 69 of *Planning and Environment Act 1987*.

CARRIED

The vote resulted in as follows:

For:

CR. D. ATKINSON
CR. B. CHISHOLM
CR. B. CORNISH
CR. A. GOBLE
CR. B. HUMM
CR. F. STEVENS

Against:

CR. R. ELDRIDGE
CR. R. SANDERSON

Abstained:

9.2 Proposed Planning Scheme Amendment C120 - Re-zoning of Land at 2 Tootle Street, Kilmore

Author: Sean Greer - Senior Strategic Planner

File No: PL/05/202

Attachments: 1. Mitchell Planning Scheme Amendment C120 Explanatory Report Authorisation⇒

SUMMARY

Proposed Planning Scheme Amendment C120 seeks to rezone the balance of land at 2 Tootle Street, Kilmore from Farming Zone (FZ) to the General Residential Zone (GRZ1) to enable the development of the land for residential purposes.

The subject site and the surrounding area is located within the South-East Growth Precinct as identified by the adopted Kilmore Structure Plan. Additionally, the land in the north-western corner of the site (at the intersection of the Northern Highway and Tootle Street) forms part of the southern gateway of the township. The rezoning request was lodged by Urbis in July 2017 following involvement during the consultation of the Kilmore Structure Plan and discussions with Council officers.

The site is in a key location and development will assist in reactivating the town's southern entrance and unlock a section of the Kilmore Creek corridor which will include the reinstatement and beautification through landscaping works. This represents improved social and environmental outcomes that will only occur through development.

It is recommended that Council request authorisation from the Minister for Planning to prepare Planning Scheme Amendment C120 as outlined in this report and upon receipt of authorisation, it is recommended that Council exhibit Planning Scheme Amendment C120. Attachment 1 to this report provides a draft copy of the proposed amendment documentation.

COUNCIL RESOLUTION

MOVED: CR. B. HUMM

SECONDED: CR. B. CORNISH

THAT Council:

1. Seeks Ministerial Authorisation in accordance with Section 8(a) of the *Planning and Environment Act 1987* for the preparation of a Planning Scheme Amendment generally in accordance with the draft documentation at Attachment 1 of this report.
2. Subject to Ministerial Authorisation, Council prepares and exhibits a Planning Scheme Amendment in accordance with the *Planning and Environment Act 1987*.

CARRIED UNANIMOUSLY

**9.3 Victorian Civil and Administrative Tribunal Hearings and Activities
Carried Out Under Delegation**

Author: James McNulty - Statutory Planning Coordinator

File No: CL/04/004

Attachments: Nil

SUMMARY

The following is a summary of planning activity before the Victorian Civil and Administrative Tribunal (VCAT) as well as a list of decisions on planning permit applications dealt with under delegated powers for the period detailed.

COUNCIL RESOLUTION

MOVED: CR. B. CORNISH

SECONDED: CR. A. GOBLE

THAT Council receive and note the report on the Victorian Civil and Administrative Tribunal Hearings and Activities carried out under delegation.

CARRIED UNANIMOUSLY

9.4 Mitchell Shire Environment Strategies Draft 2017-2018 Action Plan

Author: Elyse Kelly - Environmental Programs Coordinator

File No: ET/01/001-03

Attachments: 1. Environment Strategy Year Three (3) final report [⇒](#)
2. Draft Environment Action Plan 2017-2018 [⇒](#)

SUMMARY

This report provides a summary of the achievements for the *Mitchell Shire Environment Strategy Year Three (3) Action Plan* and presents the Draft *Environment Strategies 2017-2018 Action Plan* for Council's consideration.

COUNCIL RESOLUTION

MOVED: CR. R. ELDRIDGE

SECONDED: CR. D. ATKINSON

THAT Council:

1. Note the key achievements of the *Mitchell Shire Environment Strategy Year Three (3) Action Plan*;
2. Endorse the *2017-2018 Mitchell Shire Environment Strategies Action Plan*; and
3. Formally thank the Mitchell Environment Advisory Committee for their contributions to the development of the *2017-2018 Mitchell Shire Environment Strategies Action Plan*.

CARRIED UNANIMOUSLY

9.5 Proposed Mitchell Environment Advisory Committee Membership

Author: *Elyse Kelly - Environmental Programs Coordinator*

File No: *ET/03/003*

Attachments: *Nil*

SUMMARY

This report details the public advertising and application process undertaken for the filling of vacant positions on the Mitchell Environment Advisory Committee (MEAC).

Four (4) applications have been received for the seven (7) available vacancies. All applicants meet the membership criteria and as such this report recommends Council endorse their membership on the Committee.

COUNCIL RESOLUTION

MOVED: CR. F. STEVENS

SECONDED: CR. D. ATKINSON

THAT Council endorses the following individuals as members of the Mitchell Environment Advisory Committee (MEAC):

- Liz Kilpatrick;
- Michael Watson;
- Laura Mundy; and
- Rhiannon Hardwick

CARRIED UNANIMOUSLY

10 EXECUTIVE SERVICES

Nil Reports

11 NOTICES OF MOTION

11.1 Notice of Motion: No. 922 - Opposition to Increased Poker Machines

Author: *Councillor Bill Chisholm*

File No: *PU/04/002-05*

Attachments: *Nil*

I hereby give notice of my intention to move the following motion at the Ordinary Council Meeting to be held on 16 October 2017.

MOTION

MOVED: CR. B. CHISHOLM

SECONDED: CR. A. GOBLE

THAT Council express its strong concerns to the relevant authorities including local members, Municipal Association Victoria, Government Departments and relevant Federal and State Parliamentarians including the Minister for Consumer Affairs, Gaming and Liquor Regulation, the Hon. Marlene Kairouz, that there be no increase to the limit of electronic gaming machines allowed within Mitchell Shire.

CARRIED UNANIMOUSLY

11.2 Notice of Motion: No. 923 - Ordinary Council Meeting Time**Author:** *Councillor Bob Humm***File No:** *CL/04/001-03***Attachments:** *Nil*

I hereby give notice of my intention to move the following motion at the Ordinary Council Meeting to be held on 16 October 2017.

MOTION**MOVED:** CR. B. HUMM**SECONDED:** CR. B. CORNISH

THAT Council Officers prepare a report for the November Ordinary Council Meeting on the feasibility of changing the meeting time and day of Ordinary Council Meetings (starting in February 2018) from 7pm to mid-afternoon, possibly 3pm.

LOST ON THE CASTING VOTE OF THE MAYOR FOR THE STATUS QUO

A division was called and resulted in follows:

For:

CR. B. CORNISH
CR. R. ELDRIDGE
CR. A. GOBLE
CR. B. HUMM

Against:

CR. D. ATKINSON
CR. B. CHISHOLM
CR. R. SANDERSON
CR. F. STEVENS

Abstained:

11.3 Notice of Motion: No. 924 - 2030 Greater Victoria Commonwealth Games Bid Project

Author: *Councillor Rhonda Sanderson*

File No: *EC/01/001-03*

Attachments: *Nil*

I hereby give notice of my intention to move the following motion at the Ordinary Council Meeting to be held on 16 October 2017.

MOTION

THAT Council resolve to formally support the Greater Victoria Commonwealth Games 2030 bid and confirm its support by making a financial contribution of \$3,000 to the pre-feasibility study and also signal its intent to participate on the procurement panel.

This motion was withdrawn

11.4 Notice of Motion: No. 925 - Shopping Trolleys**Author:** *Councillor Rhonda Sanderson***File No:** *210.5-01***Attachments:** *Nil*

I hereby give notice of my intention to move the following motion at the Ordinary Council Meeting to be held on 16 October 2017.

MOTION**MOVED:** CR. B. CHISHOLM**SECONDED:** CR. A. GOBLE

THAT Council officers prepare a report for consideration during the preparation of the next Council Budget regarding substantially increasing the penalty for the release of impounded shopping trolleys and/or explore preventative measures with stakeholders.

CARRIED

A division resulted in as follows:

For:

CR. B. CHISHOLM
CR. R. ELDRIDGE
CR. A. GOBLE
CR. R. SANDERSON
CR. F. STEVENS

Against:

CR. D. ATKINSON
CR. B. CORNISH
CR. B. HUMM

Abstained:

11.5 Notice of Motion: No. 926 - Planning Delegation

Author: *Councillor Bob Humm*

File No: *CL/04/001-03*

Attachments: *Nil*

I hereby give notice of my intention to move the following motion at the Ordinary Council Meeting to be held on 16 October 2017.

MOTION

MOVED: CR. B. HUMM

SECONDED: CR. R. ELDRIDGE

THAT Council receives regular briefings or information on planning applications dealing with significant vegetation removal and/or subdivisions in order that input can be provided by Councillors prior to the decision on the proposal.

CARRIED UNANIMOUSLY

12 DELEGATES REPORTS

12.1 Delegate Report - Heritage Advisory Committee - Overview and Update

Author: *Andrea Meagher - Strategic Planner*

File No: *HI/04/005*

Attachments: *Nil*

SUMMARY

This report provides an overview of the Mitchell Heritage Advisory Committee (MHAC).

Cr. Bob Humm chaired the meeting and Council's Coordinator Strategic Planning and Strategic Planning Officer attended the meeting held on 21 June 2017 at the John Taylor Room, Kilmore.

COUNCIL RESOLUTION

MOVED: CR. B. HUMM

SECONDED: CR. F. STEVENS

THAT Council receive and note the Delegates report.

CARRIED UNANIMOUSLY

12.2 Delegate Report Mitchell Environment Advisory Committee Overview and Update

Author: *Elyse Kelly - Environmental Programs Coordinator*

File No: *ET/03/003*

Attachments: *Nil*

SUMMARY

This report provides an overview of the Mitchell Environment Advisory Committee (MEAC) and a summary of *the* discussions held a special meeting on 31 August 2017.

Cr. Eldridge chaired the meeting and Council representatives included the Director Development and Infrastructure, Manager Strategic Planning, Senior Strategic Planner and the Environment Coordinator.

COUNCIL RESOLUTION

MOVED: CR. R. ELDRIDGE

SECONDED: CR. D. ATKINSON

THAT Council receive and note the Delegates report, Mitchell Environment Advisory Committee overview and update.

CARRIED UNANIMOUSLY

12.3 Delegate Report - Overview and Update on Activities and Delegate Deliberations

Author: Lidia Harding - Governance & Corporate Accountability Coordinator

File No: CL/04/001-03

Attachments: 1. *Councillor Delegate Report - September 2017* [⇒](#)

SUMMARY

This delegate's report provides an update on activities and deliberations of groups and associations for which Councillors are an appointed delegate for the period August 2017 and also other activities attended as a Council representative.

MOVED: CR. F. STEVENS

SECONDED: CR. B. CHISHOLM

THAT the Delegate's Report on Overview and Update on Activities and Delegate Deliberation by Councillors for September 2017 be received and noted.

CARRIED UNANIMOUSLY

13 GENERAL BUSINESS

In accordance with Clause 30 of the Meeting Procedure Local Law.

COUNCIL RESOLUTION

MOVED: CR. A. GOBLE

SECONDED: CR. B. CORNISH

THAT Council writes a letter of congratulations to Dot Evans, life member of Wallan Tennis Club who has been recognised for her outstanding dedication to the Wallan Tennis Club and the sport. Dot has been with the club for 40 years, serving as Treasurer, President and general committee member as well as promoting the sport for juniors.

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

MOVED: CR. A. GOBLE

SECONDED: CR. B. ELDRIDGE

THAT Council writes to the Mayor, Cr Ken Clarke to extend its condolences on the passing of Cr Ruth Amery.

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

MOVED: CR. F. STEVENS

SECONDED: CR. A. GOBLE

THAT Council writes to a letter of congratulations to Ms Jennifer Furhmeister to thank and acknowledge her exceptional service to Mitchell Shire and residents.

CARRIED UNANIMOUSLY

14 URGENT BUSINESS

In accordance with Clause 31 of the Meeting Procedure Local Law.

COUNCIL RESOLUTION

MOVED: CR. F. STEVENS

SECONDED: CR. B. CHISHOLM

THAT the urgent business item 14.1 Greater Victoria Commonwealth Games 2030 Project Bid Project – Opportunity for Mitchell Shire Council to participate in a Prefeasibility Study to be submitted into the agenda for consideration.

CARRIED UNANIMOUSLY

DELEGATE REPORT - OVERVIEW AND UPDATE ON ACTIVITIES AND DELEGATE DELIBERATIONS
(CONT.)

**14.1 GREATER VICTORIA COMMONWEALTH GAMES 2030 BID PROJECT –
OPPORTUNITY FOR MITCHELL SHIRE COUNCIL TO PARTICIPATE IN
PREFEASIBILITY STUDY**

AUTHOR: CHRIS CHEAL - ECONOMIC DEVELOPMENT COORDINATOR

FILE NO: EC/01/001-03

ATTACHMENTS: NIL

SUMMARY

GREATER SHEPPARTON CITY COUNCIL IS LEADING A PIONEERING BID FOR REGIONAL VICTORIA CITIES TO HOST THE COMMONWEALTH GAMES IN 2030. REGIONAL VICTORIAN CITIES SO FAR INVOLVED INCLUDE SHEPPARTON, BENDIGO, BALLARAT, GEELONG, MILDURA, WODONGA AND WARRNAMBOOL. IT IS HOPED THAT HOSTING THE GAMES, WHICH WOULD BE KNOWN AS 'THE PEOPLE'S GAMES', WOULD LEAVE A LEGACY FOR REGIONAL VICTORIA AND ITS COMMUNITIES THROUGH VARIOUS SIGNIFICANT BENEFICIAL ECONOMIC AND SOCIAL IMPACTS.

THE STATE GOVERNMENT HAS ASSEMBLED A DEDICATED WORKING GROUP TO ASSIST WITH INVESTIGATING THE 2030 GREATER VICTORIA COMMONWEALTH GAMES BID PROJECT. STATE GOVERNMENT MINISTERS HAVE INDICATED THAT TO PROGRESS THE PROJECT A PREFEASIBILITY STUDY IS REQUIRED. THEY HAVE ALSO REQUESTED THAT COUNCILS MAKE A FORMAL COMMITMENT TO THE PROJECT VIA A CONTRIBUTION TO THE COST OF THIS STUDY. ACCORDINGLY, IT IS PROPOSED THAT MITCHELL SHIRE COUNCIL CONTRIBUTES \$3,000 TO THE PROJECT.

COUNCIL RESOLUTION

MOVED: CR. F. STEVENS

SECONDED: CR. B. CHISHOLM

THAT COUNCIL RESOLVE TO FORMALLY SUPPORT THE GREATER VICTORIA COMMONWEALTH GAMES 2030 BID AND CONFIRM ITS SUPPORT BY MAKING A FINANCIAL CONTRIBUTION OF \$3,000 TO THE PRE-FEASIBILITY STUDY AND ALSO SIGNAL ITS INTENT TO PARTICIPATE ON THE PROCUREMENT PANEL.

CARRIED UNANIMOUSLY

15 CONFIDENTIAL BUSINESS

COUNCIL RESOLUTION

MOVED: CR. F. STEVENS

SECONDED: CR. A. GOBLE

THAT in accordance with Section 89(2) of the *Local Government Act 1989*, Council resolves to close the meeting to members of the public to consider the following items which relate to matters specified under Section 89(2), as specified below.

CARRIED UNANIMOUSLY

The meeting was closed to the public at 8.28pm.

15.1 Confirmation of Minutes of previous Confidential Meeting

15.2 Delegate Report - Audit Committee

s89(2)(h) any other matter which the Council or special committee considers would prejudice the Council or any person.

15.3 Wallara Waters Estate - Council Position paper for VCAT Hearing

s89(2)(e) proposed developments.

15.4 Kings Park Seymour Netball Amenities Procurement Tender Evaluation

s89(2)(d) contractual matters.

15.5 Fire Hazard Removal Services Panel of Contractors Procurement Report

s89(2)(d) contractual matters.

15.6 Re-opening of Meeting to members of the public

16 DATE OF NEXT MEETING

The next Ordinary meeting of Council is scheduled to be held on Monday 20 November 2017 at the Mitchell Civic Centre, 113 High Street Broadford, commencing at 7.00pm.

17 CLOSE OF MEETING

The meeting was declared closed at 8.42pm.

Confirmed this Monday, 20 November 2017

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Chairperson

Mayor, Cr Rhonda Sanderson