

M(14) – 15 DECEMBER 2020

# Ordinary Council Meeting

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Agenda

Notice is hereby given that the next **Ordinary Meeting** of the **Alpine Shire Council** will be held in the Council Chambers, Great Alpine Road, Bright on **15 December 2020** commencing at **5:00pm**.

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## 1. Recording and livestreaming of Council meetings

*The Acting CEO will read the following statement:*

All council meetings are filmed with both video and audio being recorded.

Video is focused on a specific area however audio from the entire room is captured.

Question time will still be held, however questions must be submitted in writing prior to the meeting. By submitting a question, you consent to your question being read aloud at the meeting.

In common with all narrative during council meetings, verbal responses to congratulations, obituaries and question time will not be recorded in the written minutes.

The reasoning behind recording council meetings is of course to hold us more accountable and improve transparency of council's decision making to our community.

The full meeting is being streamed live on Council's YouTube channel which is "Alpine Shire Council" and will also be available on the YouTube channel shortly after this meeting.

## 2. Acknowledgement of traditional custodians, and recognition of all people

*The Mayor will read the following statement:*

The Alpine Shire Council acknowledges the Taungurung Traditional Owners and their ancestors as the Traditional Owners of the land we are now on, we pay our respect to Elders, past and present.

We also acknowledge those people who have contributed to the rich fabric of our community and strive to make wise decisions that will improve the quality of life for all.

## 3. Confirmation of minutes

### 3.1 ORDINARY COUNCIL MEETING – M(13) – 24 NOVEMBER 2020

#### **RECOMMENDATION**

*That the minutes of Ordinary Council Meeting M(13) held on 24 November 2020 as circulated be confirmed.*

## 4. Apologies

Charlie Bird – Chief Executive Officer

## **5. Obituaries / congratulations**

Refer to Alpine Shire Council's website [www.alpineshire.vic.gov.au](http://www.alpineshire.vic.gov.au); for its YouTube livestreaming recording for responses to questions.

## **6. Declarations by Councillors of conflict of interest**

## **7. Public questions**

Question time will still be held, however questions must be submitted in writing prior to the meeting. Questions on Notice will be limited to two questions per person.

Refer to Alpine Shire Council's website [www.alpineshire.vic.gov.au](http://www.alpineshire.vic.gov.au); for its YouTube live-streaming recording for responses to questions.

## 8. Presentation of reports by officers

### 8.1 A/CHIEF EXECUTIVE OFFICER – WILLIAM JEREMY

#### 8.1.1 Schedule of Ordinary Council Meetings for 2021

File Number: 662.01

#### **INTRODUCTION**

This report seeks Council's endorsement of the proposed ordinary meeting schedule for Council for the 2021 calendar year.

#### **RECOMMENDATION**

*That:*

1. *The ordinary meeting of Council be held in the Council Chambers in Bright on the first Tuesday of each month in 2021 with the exception of January, November and December according to the schedule below:*

<i>DATE</i>	<i>TIME</i>	<i>LOCATION</i>
<i>January, NO MEETING</i>	<i>N/A</i>	<i>N/A</i>
<i>2 February 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>2 March 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>6 April 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>4 May 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>1 June 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>6 July 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>3 August 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>7 September 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>5 October 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>9 November 2021</i>	<i>5pm</i>	<i>Bright</i>
<i>14 December 2021</i>	<i>5pm</i>	<i>Bright</i>

2. *the November and December 2021 ordinary meeting of Council be held on the second Tuesday of the month.*
3. *Notice of Council's 2021 ordinary meeting schedule be published on Council's website.*
4. *Notice of any changes required to the 2021 ordinary meeting schedule be given at least six days prior to the revised date.*

## **BACKGROUND**

In accordance with Council's Governance Rules Chapter 3 Part C section C1. Schedule of Ordinary Meetings, Council must set the date, time and locations of the Ordinary Council meetings.

In accordance with Part 12 of the *Local Government Act 2020* "COVID-19 temporary measures", Council meetings may be held by electronic means without a public gallery in attendance, as long as the meeting is being livestreamed or recorded and made available on Council's website as soon as practicable after the meeting. This provision currently extends to 26 April 2021. Council will continue to monitor the public health guidance issued by the Victorian government and follow all precautions and requirements to ensure COVID-safe processes are followed.

Council encourages community members to view the meeting online and to submit questions on notice in advance of the Council meeting which are read out and responded to at the meeting.

## **ISSUES**

### **January meeting**

Council has historically only scheduled and held 11 ordinary meetings throughout any given year with no ordinary meeting scheduled in January. It is proposed that this arrangement be continued in 2021 in order to accommodate councillor and staff leave over the Christmas, New Year and school holiday period.

### **Earlier start time to Ordinary Council meetings**

Historically Council meetings have been scheduled to commence at 7pm. Following the election of the 2020 Councillors, a review was undertaken, and it is proposed to move this to the earlier commencement time of 5pm. The meetings are live streamed and available for community members to watch either in real time or after the meeting.

### **Timing of November meeting**

Council's regular ordinary meeting cycle is the first Tuesday of the month. This schedule clashes with the Melbourne Cup public holiday, which falls on the first Tuesday of November. Since 2014, Council has held the November meeting on the second Tuesday of November. It is proposed that the second Tuesday of the month be continued for the 2021 November ordinary meeting of Council.

This arrangement provides consistency for councillors and executive who traditionally meet on a Tuesday and it also provides for the many staff, and councillors, who take the opportunity of the shorter week, due to the Melbourne Cup Day public holiday, to take leave.

### **Timing of December meeting**

In 2021 Council will hold its ordinary council meeting on the second Tuesday of the month prior to the office closure for 2021.

### **Alternative locations**

Whilst Council would usually welcome alternative locations, Council is not able to foresee what the outcome of the COVID-19 pandemic will be in 2021 and has therefore set all meetings to take place in the Council Chambers in Bright. Council will monitor the situation and, in the event that restrictions ease, will consider alternative locations for its Council meetings to be held. Council has the ability to hold meetings electronically until 26 April 2021, without a public gallery in attendance, and will continue to comply with Victorian government directives regarding COVID-safe processes.

### **Special meetings of Council**

A Special Council meeting, outside the Schedule set in Rule C1, may be called in the following manner:

- By resolution of the Council; or
- By written notice from the Mayor; or
- By written notice from at least three Councillors; or
- By the Chief Executive Officer immediately following a general election to allow:
  - i. Councillors to take their oath or affirmation of office, or
  - ii. An election of Mayor or Deputy Mayor.

When calling for a special meeting of Council, the date and time of the meeting and the business to be transacted at the meeting must be specified. On this basis a schedule for special meetings of Council cannot be prepared.

### **POLICY IMPLICATIONS**

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- A high performing organisation

### **CONCLUSION**

That the schedule of proposed meeting dates and times be adopted by Council.

### **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Acting Chief Executive Officer
- Executive Assistant to CEO

### **ATTACHMENT(S)**

- Nil

## 8.2 A/DIRECTOR ASSETS – ALAN CLARK

### 8.2.1 Petition for an upgrade to the Bright Skate Park

File Number: 1566.05

#### **INTRODUCTION**

This report is to inform Council and provide a response to a petition tabled at the September 2020 Council Meeting in relation to a request for an upgrade to the Bright Skate Park.

#### **RECOMMENDATIONS**

*That Council:*

1. *Notes the petition for an upgrade to the Bright Skate Park.*
2. *Notes that an upgrade to the Bright Skate Park is listed in Council's Project Pipeline for delivery between 2026 and 2030.*
3. *Commits to seeking external funding to accelerate the timeframe for the delivery of the project, subject to community fundraising being secured by the proponent or an auspicing organisation.*
4. *Advises the proponent of the petition of Council's decision.*

#### **BACKGROUND**

In recent years, Council has delivered upgrades to the skate parks in Myrtleford and Mount Beauty. These upgrades have been well received by the local communities and increased the usage of these facilities across a broad demographic.

The Bright Skate Park is small in comparison to the skate parks in Myrtleford and Mount Beauty, providing limited opportunity for people of different abilities to ride at the same time. The skate park has also suffered from anti-social behaviour. A skate park upgrade is listed in Council's Project Pipeline for delivery between 2026 and 2030.

A petition was received by Council on 19 August 2020 and was tabled at the September 2020 Council Meeting. The petition contains 1200 signatures and formally requests Council to:

*Upgrade the Bright Skatepark*

The proponent of the petition has communicated a vision for the upgrade to deliver a larger footprint which includes more features for both advanced and beginner users, to replace the fence between the park and the neighbouring private properties, and to upgrade the stone hut so that it is an open and inviting facility for our community and visitors. The proponent has requested that an upgrade is undertaken in the 2021/22 financial year.



## **ISSUES**

The petition received by Council was generated through the change.org online platform. The petition does not meet the requirements of Council's Governance Rules because it does not contain addresses and original signatures. Given the challenges associated with securing original signatures during the COVID-19 emergency, an exception to the Governance Rules has been agreed to permit the change.org petition to be accepted on this occasion. It is not possible to determine the proportion of the signatories from Alpine Shire residents versus those from outside the Shire.

The Myrtleford and Mount Beauty communities carried out fundraising which demonstrated the strength of community support for their proposed skate park upgrades, strengthened the applications for external funding which were submitted by Council, and also created significant ownership over the project outcomes by these communities. To date, no funds have been committed in support of the Bright Skate Park Upgrade. The proponent of this petition has sought funding through Council's Community Bushfire Grant Funding program in order to deliver a concept design for the skate park upgrade. A decision on this funding application is pending.

## **POLICY IMPLICATIONS**

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- Incredible places for our community and visitors

## **FINANCIAL AND RESOURCE IMPLICATIONS**

None. Commitment of funds to progress an upgrade of the Bright Skate Park would be subject to a future decision of Council.

## **CONSULTATION**

Limited consultation has been carried out with the proponent of the petition. In the event that funding is secured, a detailed stakeholder engagement plan will be prepared and implemented.

## **CONCLUSION**

Council has received a petition seeking an upgrade to the Bright Skate Park, following well-received upgrades to the skate parks in Myrtleford and Mount Beauty in recent years. The proponent of the petition has outlined a vision for the upgrade to deliver a larger footprint with more features for riders of different abilities. The project is listed in Council's Project Pipeline for delivery between 2026 and 2030, and the proponent of the petition has requested that implementation be brought forward to 2021/22 financial year.

Subject to community fundraising being secured in support of the project, it is recommended that Council seeks to accelerate the timeframe for delivery of the project.

## **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Acting Chief Executive Officer
- Manager Asset Development

## **ATTACHMENT(S)**

8.2.1 Screenshot of change.org petition home page

## 8.2.2 Petition for a reduction of the speed limit along Buckland Valley Road.

File Number: 44011.00

### INTRODUCTION

This report is to inform Council and provide a response to a petition tabled at the November 2020 Council Meeting in relation to a request for a reduction of the speed limit along Buckland Valley Road.

### RECOMMENDATIONS

*That Council:*

1. *Notes the petition for a reduction of the speed limit on the Buckland Valley Road.*
2. *Engages with Regional Roads Victoria and Victoria Police to establish the degree of support for a proposed change in the speed limit.*
3. *Subject to the support of Regional Roads Victoria and Victoria Police, commences a community engagement process to demonstrate the degree of community support for a proposed speed limit change.*
4. *Advises the proponent of the petition of Council's decision.*

### BACKGROUND

A petition was received by Council on 6 November 2020 and was tabled at the November 2020 Council Meeting. The petition contains 35 signatures and formally requests:

*A reduction of the speed limit along Buckland Valley Rd south of McCormack's Lane/ Devils Creek crossing.*

The petition notes a significant increase in traffic over recent years, several near-misses on the sealed section of road between Devils Creek and the Buckland Bridge, and several accidents on the unsealed section of the road South of the Buckland Bridge. Further, the petition notes inconsistent lane widths, and numerous large trees in the road verge which impede visibility and limit opportunities for pulling off the road.

The key concerns noted in the petition are:

1. The risk of speeding traffic to young children;
2. Danger to livestock and farm workers; and
3. Risk to cyclists.
4. Significant increase in wildlife being killed along the road.

The current speed limit along the section of road referred to in the petition is 100km/hr, and Council is the responsible road manager.

## **ISSUES**

Regional Roads Victoria (formerly VicRoads) is the responsible authority for decisions relating to speed limit changes on Council-managed roads. To implement a speed limit change, Council is required to formally apply to Regional Roads Victoria, and to support this application with the results of a community engagement process which demonstrates that the proposed change has the support of the community. The community engagement process should capture input across all impacted stakeholder groups, including road users and local residents.

## **POLICY IMPLICATIONS**

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- Infrastructure and open space that our community is proud of

## **FINANCIAL AND RESOURCE IMPLICATIONS**

In the event that a speed limit change is approved by Regional Roads Victoria, there will be a small cost associated with the replacement of road signs. This cost can be covered from existing operational budgets.

## **CONSULTATION**

In the event that Regional Roads Victoria and Victoria Police are supportive of a proposed speed limit change on the Buckland Valley Road, Council will carry out community engagement to establish the degree of community support, and to support a potential application to Regional Roads Victoria for a speed limit change.

## **CONCLUSION**

Council has received a petition requesting a reduction in the speed limit on a section of the Buckland Valley Road. Council is the responsible road manager for this road, whilst Regional Roads Victoria is the responsible authority for decisions relating to speed limit changes. Council will follow the usual process to assess the request on its merits, and if appropriate to formally seek the approval of Regional Roads Victoria to implement a speed limit change.

## **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Acting Chief Executive Officer
- Manager Asset Development

## **ATTACHMENT(S)**

8.2.2 Petition

## 8.2.3 Contract 2009501 - Design and Installation of Solar Technology for Council Assets

File Number: CT2009501

### **INTRODUCTION**

This report relates to the award of a Contract for the design and installation of solar technology on Council buildings.

### ***RECOMMENDATION***

*That Council awards Contract No. 2009501 for the Design and Installation of Solar Technology for Council Assets to Enervest based on the tendered rates and subject to an upper limit of \$150,000 (incl GST).*

### **BACKGROUND**

Council currently has solar technology installed on two assets - the Council office in Bright and the Bright Sports Centre. These two facilities are Council's highest energy users, and solar helps to reduce both costs and carbon emissions.

This project will enable Council to understand where the best return on investment in solar technology can be achieved.

The scope includes survey of twenty seven Council buildings, identification of the environmental benefits of solar on these buildings, development of business cases, and the implementation of the recommended solar designs in the highest priority locations.

The Invitation to Tender was advertised on Tenders.Net and on Alpine Shire Council's website on 30 October 2020, and in the Border Mail. Tenders closed on 23 November 2020, and 11 conforming submissions were received.

### **EVALUATION**

The Manager Asset Development, Assets Coordinator and Project Officer have been involved in the evaluation.

The Tenders were evaluated according to the key selection criteria listed in the Invitation to Tender:

- Price
- Qualifications and Previous Performance
- Delivery - including methodology given and component specifications
- Social
- Environment

Following the assessment, a review of references was undertaken for the first and second ranked tenderers. Following the Tender evaluation and the review of references it was determined that the Tender from Enervest best met the selection criteria.

## **ISSUES**

Enervest's tender submission recommended a range of solar component brands that meet the minimum requirements specified by Council in the Tender documents. Council consulted with the State Government in developing the specification to ensure that quality components were quoted in submissions. Enervest's components are approved by the Clean Energy Council, which is Australia's peak body for governance of solar technology and training.

Enervest has an on-ground installation arm to the company that they usually use for system installations. However, they are able to work with local installation companies where required and there is an option to work with Enervest to identify a local installer to do much of the on-ground installation work. This is an advantage to Council as it means that local economic benefits will be retained, and future servicing requirements will be easily accessible.

## **POLICY IMPLICATIONS**

This Tender was advertised and evaluated in accordance with Council's Procurement Policy.

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- Incredible places for our community and visitors

## **FINANCIAL AND RESOURCE IMPLICATIONS**

There is sufficient budget allocation in Council's 2020/21 adopted budget to cover the recommended Contract award.

## **CONSULTATION**

During Tender preparation, Council consulted with key internal staff to establish the suite of assets to be included in the scope of the project, and consulted with the Department of Environment, Land, Water and Planning (DELWP) to develop the minimum requirements for component specifications to be included in tender documents.

## **CONCLUSION**

Following a comprehensive tender evaluation, the tender submission from Enervest is deemed to present the best value for Council.

### **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Acting Chief Executive Officer
- Manager Asset Development
- Assets Coordinator
- Project Officer

### **ATTACHMENT(S)**

- Nil



## 8.2.4 Municipal Emergency Management Planning Committee

File Number: 508.02

### **INTRODUCTION**

This report relates to changes to Municipal Emergency Management Planning Committees (MEMPC) under the new *Emergency Management Legislation Amendment Act 2018*.

### **RECOMMENDATIONS**

*That Council:*

1. *Authorises the disestablishment of the existing Municipal Emergency Management Planning Committee (MEMPC) that was established under s21(3)-(5) of the Emergency Management Act 1986 in recognition that on 1 December 2020, these provisions were repealed by s82(2) of the Emergency Management Legislation Amendment Act 2018 and replaced by the provisions of s68 the Emergency Management Legislation Act 2018.*
2. *Authorises the CEO to facilitate the establishment of a new MEMPC in accordance with the provisions of s68 of the Emergency Management Legislation Amendment Act 2018 (which inserts a new "Part 6-Municipal Emergency Management Planning Committees" into the Emergency Management Act 2013 on 1 December 2020).*
3. *Notes that, under the proposed MEMPC Terms of Reference, and the Emergency Management Legislation Amendment Act 2018 (which inserts s59 and 59F into the Emergency Management Act 2013 on 1 December 2020), Council's role is to establish the committee. Once established, the committee exists separately to Council and is not a committee of Council.*

### **BACKGROUND**

Emergency Management Victoria (EMV) is implementing emergency management planning reform as outlined in the *Emergency Management Legislation Amendment Act 2018* (EMLA Act). The implementation of reform at the municipal level will align municipal emergency management planning with changes that have already occurred at the state and regional levels.

From 1 December 2020, the legislation shifts responsibility for municipal emergency management planning from Council to the reformed, multi-agency MEMPC. This shift of responsibility highlights the intent of the reform which supports emergency management planning as an integrated, multi-agency and collaborative effort.

The legislated Chair of the new MEMPC is the Alpine Shire Council CEO or a delegate appointed by the CEO.

The legislated core membership of the MEMPC is as follows:

- Municipal council
- Victoria Police
- Country Fire Authority
- Ambulance Victoria
- Victoria State Emergency Service
- Australian Red Cross
- Department of Health and Human Services

The EMLA Act also requires a MEMPC to invite at least one additional member for each of the following three categories:

- at least one community representative
- at least one recovery representative
- at least one other representative (such as an industry, business or additional agency)

The key role of the MEMPC is to prepare the Municipal Emergency Management Plan (MEMP). The MEMP covers arrangements for mitigation, response and recovery, and identifies the roles and responsibilities of agencies in relation to emergency management.

### **POLICY IMPLICATIONS**

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- Infrastructure and open space that our community is proud of

### **FINANCIAL AND RESOURCE IMPLICATIONS**

There are no financial or resource implications.

### **CONSULTATION**

No consultation has been carried out by Council officers. Council has a legislative requirement to establish the new MEMPC as outlined in the EMLA Act 2018.

### **CONCLUSION**

The recommendations in this report relate to Council's obligations under the *Emergency Management Legislation Act 2018* to establish a new Municipal Emergency Management Planning Committee.

## **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Acting Chief Executive Officer
- Emergency Management Coordinator

## **ATTACHMENT(S)**

- Nil

## 8.3 DIRECTOR CORPORATE – NATHALIE COOKE

### 8.3.1 Quarterly Report – Council Plan

File Number: 600.03

#### **INTRODUCTION**

This report provides the first quarterly report for 2020/21 against the Alpine Shire Council Plan 2017-2021 (review 2020).

#### **RECOMMENDATION**

*That the Alpine Shire Council Plan Quarterly Report ending 30 September 2020 be received and noted.*

#### **BACKGROUND**

The Alpine Shire Council Plan 2017-2021 was developed following the election of the Council in October 2016. The Council Plan outlines the strategic objectives, strategies and indicators determining Council's direction for the four year term of the Plan. The document is reviewed by Council annually and will remain in place until 30 June 2021.

A new Council Plan will be developed by the Council elected in October 2020. The new Council Plan must be adopted by 31 October 2021 and will be effective from 1 July 2021.

While there is no legislative requirement to report to Council on the progress against the Council Plan, the Governance and Management Checklist that forms part of the Local Government Performance Reporting Framework (LGPRF) suggests that it is best practice to report at least on a six-monthly basis.

By reporting quarterly, Council ensures that progress against the Council Plan is on schedule, and that actions and indicators are maintained as priorities throughout the year.

Where quarterly or half-yearly reporting of indicators does not generate meaningful results, these are reported at end of financial year as part of the annual report.

#### **HIGHLIGHTS**

##### ***A high performing organisation***

Council continued to advocate strongly for the community during Q1, including advocacy to extend the "Border bubble" to allow Alpine Shire residents to access Albury and the NSW side of the bubble.

##### ***A responsible and sustainable organisation***

Council adopted the large suite of documents that were required by the *Local Government Act 2020* by 1 September 2020. This includes the Governance Rules, which guide Council meeting processes, as well as key policies and delegations.

### ***Incredible places for our community and visitors***

Capital project delivery for 2020/21 has started including commencement of the Buckland Bridge installation, along with planning, scoping, and releasing projects for tender to complete during the year.

### ***Infrastructure and open space that our community is proud of***

Council's maintenance teams have operated uninterrupted throughout the COVID-19 pandemic, putting in place measures to enable them to operate in compliance with the COVID-19 restrictions.

### ***Highly utilised and well managed community facilities***

Council's library services have continued to operate Click and Collect services during Q1, so the community could still access reading material while the libraries were closed to the public due to COVID-19 restrictions.

### ***A well planned and safe community***

Council's Building team has established the swimming pool register required under the *Building Act 1993* and is making progress in registering pools across the Shire. Environmental Health teams focussed on assisting businesses that were able to trade, in complying with COVID-19 restrictions.

### ***A thriving and connected community***

Council continued a coordinated approach to bushfire recovery efforts through the development of the Municipal Recovery Plan, and the formation of the Community Recovery Committee.

Consultants have been engaged to deliver the Economic Development Strategy and Events Strategy. Both are due to be adopted in Q3.

## **POLICY IMPLICATIONS**

The current Council Plan is a specific requirement of the *Local Government Act 1989* and is a guiding document for Council until 30 June 2021. The Council Plan and Budget identify and commit Council to the completion of specific initiatives each year.

A new Council Plan will be developed in accordance with the *Local Government Act 2020*, which will be effective from 1 July 2021.

Quarterly reporting aligns with the Alpine Shire Council Plan 2017-2021 (review 2020) Strategic Objective 1: A high performing organisation.

## **FINANCIAL AND RESOURCE IMPLICATIONS**

The Council Plan is a key document informing the financial and human resources required to achieve Council's objectives.

## **CONSULTATION**

The Council Plan is subject to public exhibition prior to being adopted by Council.

Many of the individual initiatives and activities included in the Council Plan are subject to their own community participation and consultation processes.

## **CONCLUSION**

This quarterly report shows that progress is being made on the delivery of key Council Plan actions.

## **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report:

- Directors
- Managers
- Governance Officer

## **ATTACHMENT(S)**

8.3.1 Alpine Shire Council Quarterly Report – ending 30 September 2020

## 8.3.2 Finance Report - Quarterly Review

File Number: 901.11

### **INTRODUCTION**

The purpose of this report is to note the Finance Report - Quarterly Review for the period ending 30 September 2020.

### **RECOMMENDATION**

*That Council receives and notes the Finance Report - Quarterly Review for the period ending 30 September 2020.*

### **BACKGROUND**

The purpose of the Finance Report - Quarterly Review (the "Report") is to provide Council with an overview of the quarter one results and an update on the forecast financial position against the full year budget. Explanations are provided for variances to budget greater than \$100,000.

### **ISSUES**

#### ***Quarter One Report Highlights***

Council is forecasting a full year surplus of \$3.3m, which is \$1.0m higher than the budgeted surplus of \$2.3m.

Major drivers of the forecasted increase in the surplus include:

- additional grant income received of \$4.2m for
  - Tawonga Caravan Park Upgrade \$1.2m
  - Working for Victoria \$1.5m.
  - Great Valley Trail \$0.7m.

However, this increased income is significantly offset by a forecasted increase in employee costs and materials and services by \$2.9m as a result of:

- Tawonga Caravan Park Upgrade works \$1.2m.
- Working for Victoria expenditure \$1.5m.

Major forecast variances to capital works incomes and expenditures are as follows:

- Buckland Bridge income - changes in accounting standards has increased the income recognised by \$115k;
- Buckland Bridge expenditure – additional expenditure of \$115k has been carried over from 2019/20;
- Tawonga Caravan Park Upgrade - \$1,200k additional grant funding and expenditure for this project as the grant funding agreement was finalised after the Budget for 2020/21 was completed;

- Dinner Plain Activation Income– \$170k higher than budgeted income as additional funding is forecast from the Local Roads and Community Infrastructure (LRCI) Program;
- Dinner Plain Activation – lower than budgeted expenditure will be incurred as only the civil works and bus bay are likely to be undertaken in 2020/21;
- Gavan Street Pedestrian Crossings - \$167k of unbudgeted expenditure as additional expenditure has been carried over from 2019/20;
- Great Valley Trail income - \$720k higher than budgeted income as additional funding is forecast from the Local Sports Infrastructure Fund.

## **POLICY IMPLICATIONS**

The Report has been prepared in line with the requirements of the *Local Government Act 1989* (LGA 1989) and *Local Government Act 2020* (LGA 2020), as both Acts are relevant for the reporting period.

*Section 138(1) of the LGA 1989* (Quarterly statements) was repealed on 24 October 2020, but is relevant for the Q1 report– "At least every 3 months, the Chief Executive Officer must ensure that a statement comparing the budgeted revenue and expenditure for the financial year with the actual revenue and expenditure to date is presented to the Council at a Council meeting which is open to the public".

*Section 97(1) of the LGA 2020* (Quarterly budget report) commenced on 24 October 2020, and is relevant for the Council meeting at which the Q1 report is presented - "As soon as practicable after the end of each quarter of the financial year, the CEO must ensure that a quarterly budget report is presented to the Council at a Council meeting which is open to the public".

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- A responsible and sustainable organisation

## **FINANCIAL AND RESOURCE IMPLICATIONS**

Financial performance to date indicates a full year surplus of \$3.3m, which is \$1.0m higher than the budgeted surplus of \$2.3m.

## **CONSULTATION**

The Report has been prepared through a rigorous process which includes each department reviewing their budget and providing explanations for variances at the master account level.

The Report has been presented to the Finance Committee and the Audit Committee for noting.



## **CONCLUSION**

The Finance Report - Quarterly Review for the period ending 30 September 2020 is presented for noting.

## **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Accountant

## **ATTACHMENT(S)**

8.3.2 Finance Report - Quarterly Review for the period ending 30 September 2020

### 8.3.3 Draft Community Engagement Policy

File Number: 600.12

#### **INTRODUCTION**

The development of a Community Engagement Policy is a requirement of the *Local Government Act 2020*. This report provides for the release of a draft Community Engagement Policy for the purposes of community feedback prior to the policy being formally adopted in February 2021.

#### **RECOMMENDATION**

*That:*

1. *Council endorses the proposed draft Community Engagement Policy for the purposes of releasing it for public submissions.*
2. *Public submissions be invited on the draft Community Engagement Policy, with submissions closing on 22 January 2021.*
3. *Council presents the final Community Engagement Policy, considering all submissions received, for adoption at a Special Council Meeting on 23 February 2021.*

#### **BACKGROUND**

The *Local Government Act 2020* (LGA 2020) no longer contains the prescriptive public submissions processes previously set out under the *Local Government Act 1989* (LGA 1989). Instead, it is a principles-based Act, requiring councils to develop specific processes to suit their communities. These principles include: governance; community engagement; public transparency; strategic planning; financial management; and service performance.

A community engagement policy is a requirement of the LGA 2020 and must be developed in consultation with the municipal community. It must give effect to the community engagement principles and be adopted by 1 March 2021. The policy must describe the type and form of community engagements proposed and include deliberative engagement processes for long-term plans such as the Council Plan and Financial Plan.

The community engagement principles are outlined in s56 of the LGA 2020 as follows:

- a. a community engagement process must have a clearly defined objective and scope;
- b. participants in community engagement must have access to objective, relevant and timely information to inform their participation;
- c. participants in community engagement must be representative of the persons and groups affected by the matter that is the subject of the community engagement;
- d. participants in community engagement are entitled to reasonable support to enable meaningful and informed engagement;

- e. participants in community engagement are informed of the ways in which the community engagement process will influence Council decision making.

## **ISSUES**

During the month of December, councillors worked together to consider the community engagement policy. Councillors have developed a set of community engagement commitments through the induction process that will underpin the policy. Council staff attended a workshop on 2 December 2020 and provided input into the development of:

- The Alpine Shire Council community engagement approach and definition of deliberative engagement.
- A decision making tool to assist them in determining the level of engagement required.
- Methods to imbed continuous improvement as part of the community engagement process.

The draft Community Engagement Policy is now ready for public exhibition and community feedback prior to finalisation in February 2021.

## **POLICY IMPLICATIONS**

The development of a community engagement policy in conjunction with the municipal community is a requirement of the LGA 2020. Council must adopt this policy by 1 March 2020.

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- A high performing organisation

## **FINANCIAL AND RESOURCE IMPLICATIONS**

Council has included scope for assistance in compliance with *Local Government Act 2020* deliverables in its 2020/21 Budget.

## **CONSULTATION**

Consultants have met with councillors, executive officers and staff in developing the draft community engagement policy. Along with considering industry best practice, this feedback has been utilised in developing the draft policy, which is now being released for public submission.

## **CONCLUSION**

The development of a Community Engagement Policy in conjunction with the municipal community is a requirement of the LGA 2020. Council is releasing the draft policy for community feedback and encourages all interested persons to make a submission for consideration prior to the final document being adopted in February 2021.

## **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Governance Officer
- Communications Officer

## **ATTACHMENT(S)**

8.3.3 Draft Community Engagement Policy

### 8.3.4 Introduction of Processing Charge for Kerbside Comingled Recycling

File Number: 1810.00

#### **INTRODUCTION**

The purpose of the report is to recommend approval of a contract variation to allow for processing charges to be applied for the processing of the Alpine Shire's comingled recycling, as collected through the kerbside delivery model.

#### **RECOMMENDATION**

*That:*

- 1. Council approves a variation to Contract CT17026 - Transportation and Disposal of Kerbside Recyclables to allow for the introduction of a processing fee for comingled materials at a rate of \$51.30/tonne (plus GST) for a period of 12 months commencing from 1 July 2020.*
- 2. Council applies for a Ministerial Exemption for an extension of the current procurement exemption for comingled recycling contracts to allow for this variation to be applied through to 30 June 2022.*
- 3. Subject to approval of a Ministerial Exemption, Council approves the variation to Contract CT17026 - Transportation and Disposal of Kerbside Recyclables for the payment of the processing fee for comingled materials at an agreed rate aligned with other North East Councils for the period 1 July 2021 through to 30 June 2022.*

#### **BACKGROUND**

Council entered into a contract with Cleanaway Pty Ltd for the servicing of kerbside comingled recycling bins commencing 1 July 2017. The initial contract did not include a materials processing fee at the receiving materials recycling facility.

In early 2018, China implemented its *China Sword* program placing significant quality and contamination requirements on materials received for recycling from overseas markets. Victoria's primary market for many materials collected in kerbside comingled recycling bins was within China, and the new requirements created a significant disruption to the market.

In 2018 the Victorian government provided a Ministerial Exemption to the tendering requirements under s.186 of the *Local Government Act 1989* to enable councils to materially alter their recycling contracts, to allow for processing charges to be included in contracts without undertaking new market tenders through to 30 June 2021. On introduction, the average additional processing costs to councils were around \$100/tonne (plus GST). Currently, by Ministerial application, extensions to this exemption period may be granted through to 30 June 2022 to allow for further contract variation.

## ISSUES

Alpine Shire Council did not accept proposed additional processing charges previously and has not paid additional processing charges to date. However, the ongoing and increased impact of the *China Sword* program and other changes in international markets continues to change requirements for the handling and processing of these materials, thereby increasing the net cost of the service. Council's contracted supplier has requested the introduction of a processing charge to offset these increased costs.

Regionally a processing fee has been negotiated for those North East Councils operating under service contracts with Cleanaway. This fee is currently \$51.30/tonne (plus GST).

Council officers have negotiated a proposed processing charge to align with other regional councils at \$51.30/tonne (plus GST), with a commencement date of 1 July 2020.

Council can utilise the Ministerial Exemption for tendering requirements for the introduction of this processing charge up to 30 June 2021, and recommends applying for a further Ministerial Exemption through to 30 June 2022.

## POLICY IMPLICATIONS

The recommendation is in accordance with the following Strategic Objective of the Council Plan 2017-2021:

- Highly utilised and well managed community facilities

## FINANCIAL AND RESOURCE IMPLICATIONS

Based on an assessment of average collection tonnage, the introduction of the processing charge will result in an estimated increase in costs under the current contract of \$85,000 (plus GST) in the 2020/21 financial year.

As discussions and negotiations regarding the introduction of this charge have been ongoing, a contingent provision was made in the current budget for the introduction of a processing charge at a rate of \$50/tonne (plus GST).

## CONSULTATION

The proposed introduction of the processing charge has been considered by Council officers. Council has also consulted with the North East Waste Resource Recovery Group regarding the introduction of this charge under the existing Ministerial Exemption, and the application process for a further Ministerial Exemption.

## CONCLUSION

The comingled recycling industry is in a time of change and this disruption to the industry has increased our processors costs. Alpine Shire Council supports the development of a viable and strong recycling sector and will continue to work to improve efficiencies and recognise opportunities in this space. It is recommended that Council accepts the introduction of a processing charge for comingled recycling collected under its kerbside collection contract with Cleanaway Pty Ltd and aligns this

contract variation date to the period for which a Ministerial Exemption is approved under s186 of the *Local Government Act 1989*.

### **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Manager Facilities

### **ATTACHMENT(S)**

- Nil

### 8.3.5 Planning Application P.2020.104

Application number:	P.2020.104
Proposal:	Buildings and Works for the Construction of Two (2) Dwellings
Applicant's name:	Mr Patrick McNally
Owner's name:	Patrick Anthony McNally
Address:	5 Holmes Court, Porepunkah
Land size:	452sqm
Current use and development:	One (1) shed.
Site features:	There is a single storey shed on the site. There is a concrete crossover and constructed kerb and channel in the verge abutting the site. The site is relatively flat. The site abuts an unconstructed laneway to the south.
Why is a permit required?	32.05-7 Buildings and Works (TZ) 44.06-2 Buildings and Works (BMO)
Zoning:	Township Zone (TZ)
Overlays:	Bushfire Management Overlay - Schedule 1 (BMO)
Restrictive covenants on the title?	Section 173 Agreement AR975749D
Date received:	28 August 2020 (amended plans)
Statutory days:	94 days at 15 December 2020
Planner:	James Trimble

#### **RECOMMENDATION**

*That a refusal be issued for the proposed Buildings and Works for the Construction of Two (2) Dwellings for the reasons identified in appendix 8.3.5(a), and on the following summarised grounds:*

- 1. The proposal does not meet the relevant planning permit framework of the Alpine Planning Scheme including relevant State and Local Policies, the purposes and decision guidelines of the Township Zone, and the objectives of clause 55.02-1 Neighbourhood Character.*
- 2. The proposal does not provide for the orderly planning of the area.*

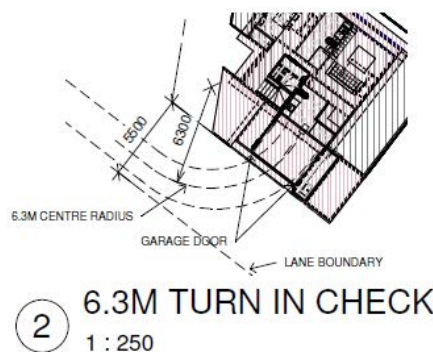


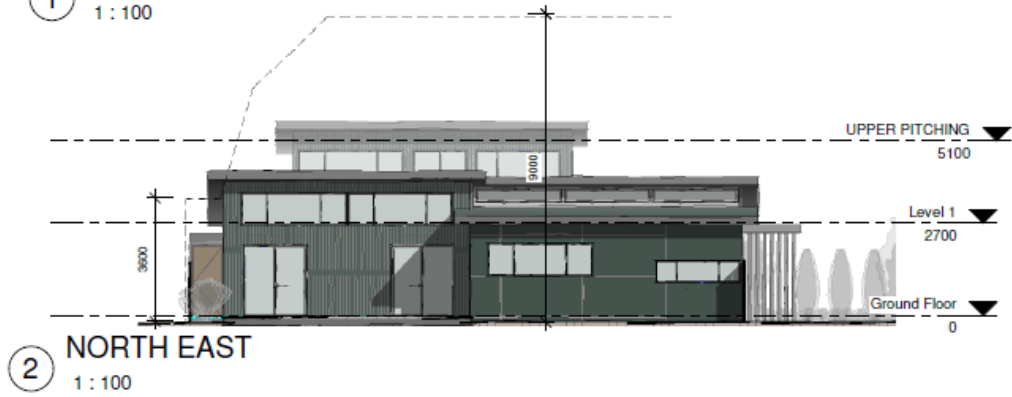
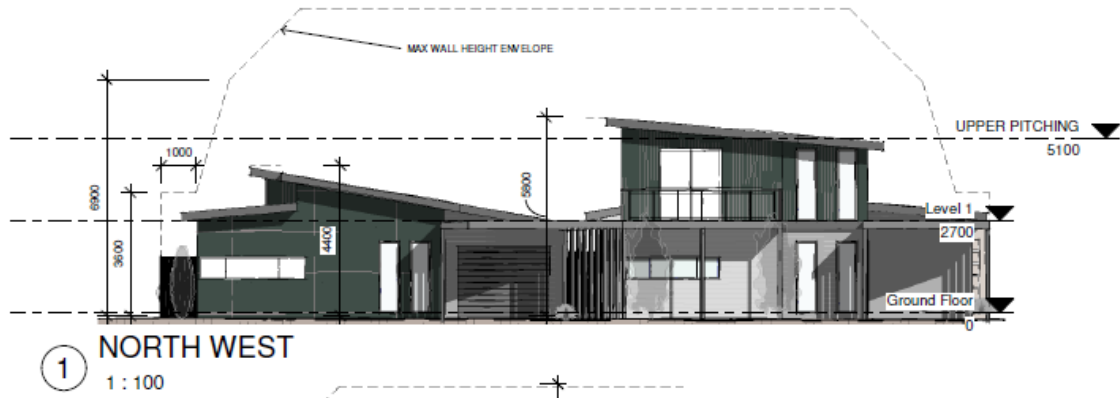
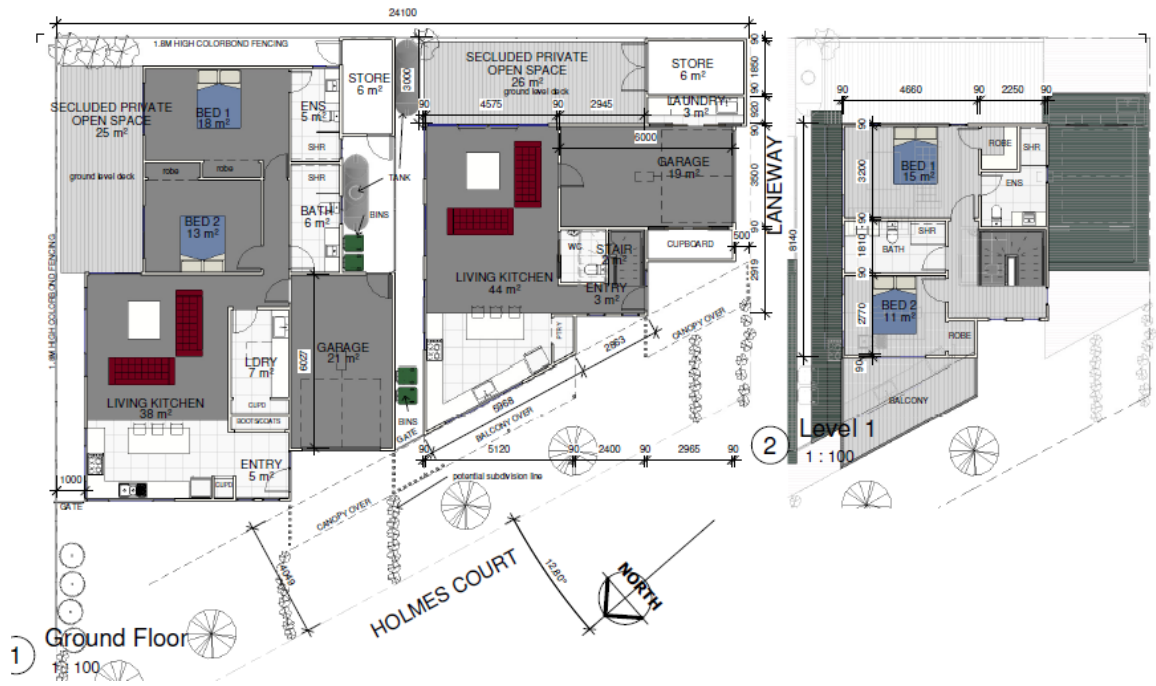
## PROPOSAL

The existing shed is to be demolished. The construction of a new double storey dwelling and single storey dwelling. The double storey dwelling has a single garage accessed off the unconstructed laneway to the south, on the ground floor open plan living/kitchen, laundry, store, bathroom, and rear secluded private open space, on the upper floor two (2) bedrooms, two (2) bathrooms and front balcony.

The single storey dwelling has a single garage accessed off Holmes Court, two (2) bedrooms, two (2) bathrooms, laundry, store, open plan living/kitchen, and rear secluded private open space.

The minimum setbacks include 1 metre to the northern (side) lot boundary, nil to the eastern (rear) lot boundary, nil to the southern (side) lot boundary, and 2.8 metres to the western (front) lot boundary. The maximum building height proposed is 5.8 metres. 31.43% site permeability and 54.74% site coverage is proposed.





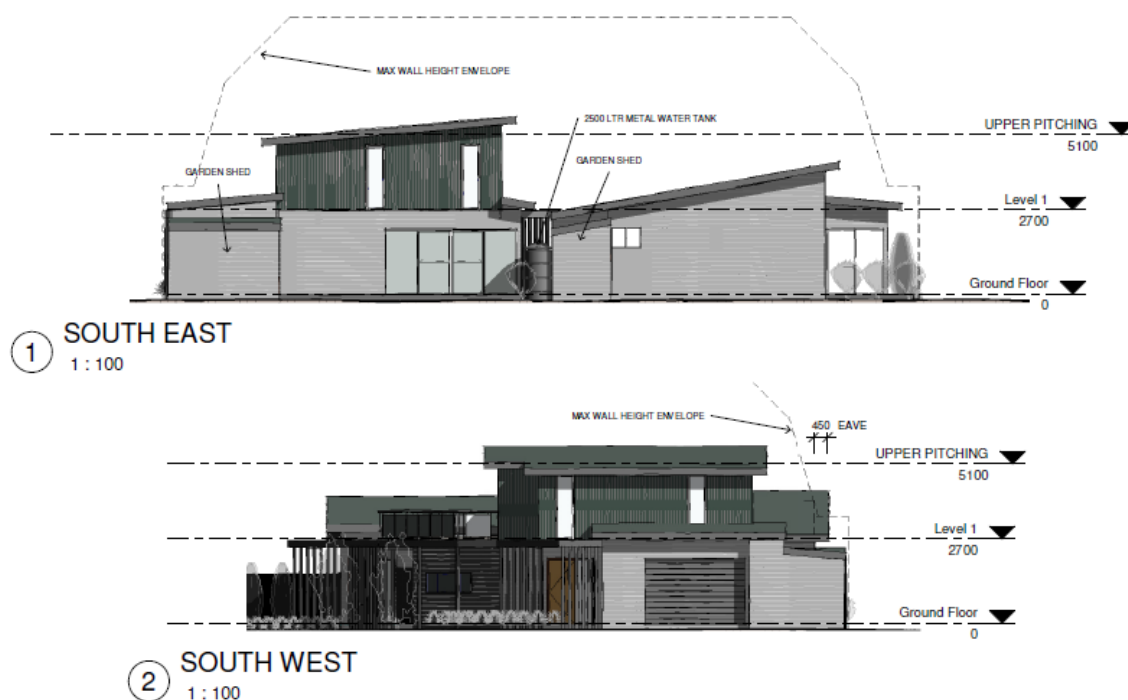


Figure 1: Shows the development layout on site.

## SUBJECT LAND AND SURROUNDS

The site is an irregular rectangular shape with direct frontage to Holmes Court to the east and an unconstructed laneway to the south. The site has an existing single storey shed. There is an existing constructed kerb and channel and concrete crossover in the Holmes Court verge abutting the site. The site is relatively flat with no boundary fencing and no vegetation.

Surrounding land is zoned 'Township' zone, with lots predominantly developed with single dwellings. Lots within close proximity of the site, to the south of Station Street and north of Francis Street range from 405sqm at 1/24 Station Street to 8029sqm at 6929 Great Alpine Road. Lot shapes and setbacks of existing buildings to Holmes Court vary considerably. A notable characteristic of the area is large open landscaped spaces surrounding buildings. There are several existing double storey dwellings in the Porepunkah area including at 36 Station Street, which is within 5 sites of the site. Other developed or currently under development sites within the area, of a similar size (less than 500sqm) include:

- 3 Holmes Court (approximate lot size of 441sqm) with a total site coverage of 184.24sqm (41.77% site coverage)
- 1/24 Station Street (approximate lot size of 405sqm) with a total site coverage of approximately 165sqm (40.74% site coverage)



**Figure 2: Subject land.**

## PUBLIC NOTIFICATION

The application was advertised in accordance with Section 52 of the Planning and Environment Act 1987. Notice of the application was sent to surrounding landholders and occupiers. A sign was displayed on the subject land. 2 objections were received. The matters raised in the objections have been summarised into the following 6 matters.

### 1) Neighbourhood character

This is a relevant planning consideration within PPF 15.01-5S Neighbourhood Character, LPPF 21.07-5S Porepunkah, the Township Zone, and clause 55 Two or More Dwellings on a Lot and Residential Buildings.

The area considered to form the existing neighbourhood character was all lots to the north of Francis Street, east of Great Alpine Road, south of Station Street and west of Martley Street. Lots within this area range from approximately 405sqm at 1/24 Station Street to 8029sqm at 6929 Great Alpine Road. The subject site has an area of 452sqm.

The extent of rear gardens and private open space is predominantly far greater within the area, than that prescribed within the clause 55 (minimum amenity) provisions. Other developed or currently under development sites within the area, of a similar size (less than 500sqm) include:

- 3 Holmes Court (approximate lot size of 441sqm) with a total site coverage of 184.24sqm (41.77% site coverage);
- 1/24 Station Street (approximate lot size of 405sqm) with a total site coverage of approx. 165sqm (40.74% site coverage);
- The proposal has a site coverage of 247.45sqm (54.74% site coverage).

Significant landscaping and vegetation exists in the area and the predominant pattern of use is a single dwelling.

If the proposed change in character undermines a key feature or characteristic of the neighbourhood without some policy basis, then a strong case can be made that the development does not respect the character of the neighbourhood. If the change is supported by objectives and strategies in the LPPF and/or an appropriate zone or overlay in the planning scheme, then the development can be considered to respect preferred character.

The relevant LPPF sets out the following in relation to the preferred character '*Reflect the current character and urban design, maintain rural and mountain vistas, and respect the existing rural town character.*' Within the Porepunkah Town Framework Plan, it is stated that residents expressed concern that the rural feel of the town may be lost due to more unit developments and consequently a more suburban look and feel to the town.

Respecting character does not mean preventing change. The neighbourhood character standard is not intended to result in the replication of existing building stock or stop change. In simple terms, respect for the character of a neighbourhood means that the development should try to 'fit in'.

The level of density proposed is higher than that existing within the area. Within the area there is greater space and landscaping around properties and lessor site coverage, than in that proposed.

The proposal is considered to result in change in the streetscape and neighbourhood characteristics.

The transition to a more suburban density, is not considered to respect the existing neighbourhood character, and there is no policy basis to support such change.

## 2) Overlooking

The matter of overlooking has been considered through an assessment against the provisions of clause 55.04-6 Overlooking. The proposal either complies with the requirements of Standard B22, or appropriate conditions could be included to ensure compliance.

## 3) Traffic impacts

Considering the low number of additional traffic movements likely to be generated by the proposal relative to the maximum vehicular capacity of Holmes Court, the traffic impact is considered to be suitable. The application was referred to Alpine Shire Engineering Department and conditional consent was provided.

## 4) Precedent

The impact of precedent is not a relevant planning consideration. Each planning application will be considered on its own merits.

### 5) Impact on Views

There is minimal consideration of the impact on existing views. There are strategies in PPF 15.01-2S Building Design and LPPF 21.03-4 Built Form and Heritage relevant to views, however the proposal is considered to meet the objectives of these policies in relation to views.

### 6) General Planning Controls

The application has been assessed against the current provisions of the Alpine Planning Scheme. A planning application proposing a lot size of less than 300sqm per dwelling may be considered.

## REFERRALS

Referrals / Notice	Advice / Response / Conditions
Section 55 referrals:	Country Fire Authority - No objection, subject to conditions.
Internal referrals:	Alpine Shire Engineering Department - No objection, subject to conditions.

## PLANNING ASSESSMENT AND RESPONSE TO GROUNDS OF OBJECTION

All applicable policy and decision guidelines can be found in Attachment XX.XX.XX(b).

### State Planning Policy Framework

The following State Planning Policy Framework (SPPF) does not give support to the proposal.

Clause 15.01-5S Neighbourhood Character as the proposal does not recognise, support and protect neighbourhood character, and sense of place, for the following reasons:

- The proposal does not respect the existing neighbourhood character or contribute to a preferred neighbourhood character; and
- The proposal does not respond to its context and reinforce sense of place, and the valued features and characteristics of the local environment and place, by respecting the underlying landscape character and neighbourhood character values that reflect community identity.

### Local Planning Policy Framework

The following Local Planning Policy Framework (LPPF) does not give support to the proposal.

Clause 21.07-5 Porepunkah as the proposal does not recognise the existing rural town character and separate identity of Porepunkah and does not respect the towns rural look and feel, for the following reason:

- The scale and bulk of development does not reflect that of existing development.

## Zoning

The site is zoned Township. The proposal is inconsistent with the purposes and decision guidelines for the following reasons:

- The proposal does not respect the neighbourhood character of the area; and
- The proposal does not provide for the protection and enhancement of the character of Porepunkah and surrounding area as the scale and intensity of the development is inappropriate.

There is a planning permit trigger for proposal at clause 32.05-7. The application must meet the requirements of clause 55. The proposal either complies or could be conditioned to comply with all relevant requirements of clause 55, excluding 55.02-1 Neighbourhood Character. The proposal is not considered to meet the objectives of 55.02-1 as it does not:

- Respect the existing neighbourhood character or contribute to a preferred neighbourhood character; and
- Respond to the features of the surrounding area.

## Bushfire Management Overlay

The site is covered entirely by the Bushfire Management Overlay - Schedule 1. There is a planning permit trigger for the proposal at clause 44.06-2. The application was referred to the Country Fire Association (CFA) for comment. Consent was provided. The application is considered to meet the relevant requirements of the Bushfire Management Overlay.

## Particular Provisions

### Clause 52.06 - Car Parking

Pursuant to the requirements of this clause each dwelling must be provided with at least one (1) car parking space, which meet the minimum dimension requirements of Table 2. Appropriate conditions could be included to ensure compliance, should the application be supported.

### Clause 53.02 – Bushfire Planning

The application was referred was referred to the Country Fire Association (CFA) for comment. Consent was provided. The application is considered to meet the relevant requirements of this clause.

### Clause 55 - Two or More Dwelling on a Lot and Residential Buildings

A detailed assessment of the proposal against the provisions of Clause 55 is contained on the planning file – reference no. P.2020.104. The proposal does comply with the objectives of 55.02-1 Neighbourhood Character as it does not:

- Respect the existing neighbourhood character or contribute to a preferred neighbourhood character; and
- Respond to the features of the surrounding area.

### **General Provisions**

Clause 65.01 of the Alpine Planning Scheme provides the general decision guidelines that must be considered before deciding on an application. A detailed assessment of the proposal against the provisions of Clause 65.01 is contained on the planning file – reference no. P.2020.104. The proposal does not provide for the orderly planning of the area.

### **CONCLUSION**

The application is not considered to be consistent with the Alpine Planning Scheme and should be refused for the following summarised reasons:

- The proposal does not comply with the relevant State and Local Planning Policy Framework;
- The proposal is inconsistent with the purposes and decision guidelines of the Township Zone;
- The proposal does not provide for the orderly planning of the area.

### **DECLARATION OF CONFLICT OF INTEREST**

In accordance with section 130 of the *Local Government Act 2020*, and Chapter 7 section A6 of Council's Governance Rules, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Planning Coordinator
- Planning Officer

### **APPENDICIES**

- 8.3.5(a) Reasons for Refusal
- 8.3.5(b) Policy and decision guidelines



### **8.3.5(a) Reasons for Refusal**

1. The proposal does not comply with the objective of Planning Policy Framework 15.01-5S Neighbourhood Character as it does not recognise, support and protect neighbourhood character, and sense of place, for the following reasons:
  - a. The proposal does not respect the existing neighbourhood character or contribute to a preferred neighbourhood character; and
  - b. The proposal does not respond to its context and reinforce sense of place, and the valued features and characteristics of the local environment and place, by respecting the underlying landscape character and neighbourhood character values that reflect community identity.
2. The proposal does not comply with the objectives of Planning Policy Framework 21.07-5 Porepukah as it does not recognise the existing rural town character and separate identity of Porepukah and does not respect the towns rural look and feel, for the following reason:
  - a. The scale and bulk of development does not reflect that of existing development.
3. The proposal does not comply with the purposes of the Township Zone as it does not respect the neighbourhood character of the area.
4. The proposal does not comply with the decision guidelines at clause 32.05-13 within the Township Zone as it does not provide for the protection and enhancement of the character of Porepukah and surrounding area as the scale and intensity of the development is inappropriate.
5. The proposal does not comply with the objectives of Clause 55.02-1 Neighbourhood Character as it does not:
  - a. Respect the existing neighbourhood character or contribute to a preferred neighbourhood character; and
  - b. Respond to the features of the surrounding area.
6. The proposal does not provide for the orderly planning of the area.

### **8.3.5.(b) Policy and Decision Guidelines**

All of the below mentioned relevant planning considerations from the Alpine Planning Scheme may be viewed at the following link: <https://planning-schemes.delwp.vic.gov.au/schemes/alpine>.

#### **State Planning Policy Framework**

The State Planning Policy Framework (SPPF) provides relevant direction to the proposal at the following clauses:

- 13.01-1S Natural hazards and climate change
- 13.02-1S Bushfire planning
- 14.02-1S Catchment planning and management
- 15.01-2S Building Design
- 15.01-5S Neighbourhood Character
- 16.01-1S Housing supply
- 16.01-2S Housing affordability
- 18.02-4S Car parking

#### **Local Planning Policy Framework**

The Local Planning Policy Framework (LPPF) provides relevant direction to the proposal at the following clauses:

- 21.03-1 Townships and Villages
- 21.03-4 Built form and heritage
- 21.04-4 Environmental Risk
- 21.04-6 Catchments and Waterways
- 21.06-1 Infrastructure
- 21.07-5 Porepunkah
- 21.08 Reference Documents
- 22.04-4 Urban stormwater management

#### **Zone**

The subject land is zoned Township.

#### **Overlays**

The subject land is covered entirely by the Bushfire Management Overlay - Schedule 1.

#### **Particular Provisions**

- 52.06 Car Parking

53.02 Bushfire Planning

55 Two or more Dwellings on a Lot and Residential Buildings

**General Provisions**

Clause 65.01 within the Alpine Planning Scheme provides the general decision guidelines.

## 9. Informal meetings of Councillors

### Introduction

In accordance with Chapter 8, section A1 of Council's Governance Rules, if there is a meeting of Councillors that:

- is scheduled or planned for the purpose of discussing the business of Council or briefing Councillors;
- is attended by at least one member of Council staff; and
- is not a Council meeting, Delegated Committee meeting, or Community Asset Committee meeting;

the Chief Executive Officer must ensure that a summary of the matters discussed at the meeting are tabled at the next convenient Council meeting, and are recorded in the minutes of that Council meeting.

### RECOMMENDATION

*That the summary of informal meetings of Councillors for November / December 2020 be received.*

### Background

The written records of the informal meetings of Councillors held during the previous month are summarised below. Detailed records can be found in Attachment 9.0 to this report.

Date	Meeting
24 November	Induction Training
24 November	Briefing Session
1 December	Induction Training
1 December	Briefing Session

### Attachment(s)

- 9.0 Informal meetings of Councillors – November / December 2020

**10. General business**

**11. Motions for which notice has previously been given**

**12. Reception and reading of petitions**

### 13. Documents for sealing

**RECOMMENDATION**

*That the following documents be signed and sealed.*

- 1. Section 173 Agreement – John Barry and Joanna Mary Freudenstein. Lot 2 LP 72243 Volume 08622 Folio 271; Volume 08761 Folio 251. Planning Application 2020.107.1 for the re-subdivision of the subject land at 714 Happy Valley Road, Rosewhite.  
The Section 173 Agreement provides for a Farm Plan to be submitted.*
  
- 2. Section 173 Agreement – Arnet & Browning Pty Ltd. Lot 1 on Plan of Subdivision 135525. Volume 10942 Folio 745. Part of Lot 1 on Title Plan 231461. Volume 08055 Folio 303. Condition 41 of Planning Permit 2018.216.1 for a Five Lot Subdivision, Boundary Realignment, Alter Access to Road Zone Category 1 at 56-62 Kiewa Valley Highway, Tawonga.  
The Agreement provides for the implementation of Environmental Health conditions, including maximum of three bedrooms; wastewater treatment and effluent disposal system.*

There being no further business the Chairperson declared the meeting closed at \_\_\_\_\_p.m.

.....

Chairperson