

M(5) – 2 JUNE 2020

Ordinary Council Meeting

Minutes

The **Ordinary Meeting** of the **Alpine Shire Council** was held in Council Chambers, Great Alpine Road, Bright on **2 June 2020** and commenced at **4:00pm**.

PRESENT

COUNCILLORS

Cr Peter Roper - Mayor

Cr Sarah Nicholas – Deputy Mayor

Cr John Forsyth

Cr Tony Keeble

Cr Kitty Knappstein

Cr Ron Janas

Cr Daryl Pearce

OFFICERS

Charlie Bird – Chief Executive Officer

Will Jeremy – Director Assets

Nathalie Cooke – Director Corporate

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1. Recording and livestreaming of Council meetings

The CEO 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 and recorded.

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 CEO read the following statement:

The Alpine Shire Council acknowledges the traditional owners of the land we are now on.

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(4) – 5 May 2020

Cr Forsyth

Cr Janas

That the minutes of Ordinary Council Meeting M(4) held on 5 May 2020 as circulated be confirmed.

Carried

4. Apologies

Nil

5. Obituaries and congratulations

Refer to Alpine Shire Council's website www.alpineshire.vic.gov.au; for its YouTube live-streaming recording for obituaries and congratulations.

6. Declarations by Councillors of conflict of interest

Nil

7. Public questions on Notice

Due to current social distancing requirements to address COVID-19, the meeting will be held entirely online. The gallery is closed to the public and community members are invited to view the meeting online.

Questions received by midday on the day of the Council Meeting will be responded to. Questions on Notice will be limited to two questions per person.

Refer to Alpine Shire Council's website www.alpineshire.vic.gov.au; for its YouTube live-streaming recording for responses to questions.

8. Presentation of reports by officers

8.1 CHIEF EXECUTIVE OFFICER – CHARLIE BIRD

8.1.1 Contracts approved by the CEO

Cr Nicholas

Cr Keeble

That the Contracts approved by the CEO be noted.

Contract No:	1908101	Process:	Public Tender
Title:	Construction of Pebble Beach Path Extension to Confluence Mount Beauty		
Tenderer:	Stadelmann Enterprises Pty Ltd		
\$ (excl. GST):	\$131,834.52		

Contract No:	CQ20017	Process:	Quotation
Title:	New concrete footpath in Tawonga Crescent and new concrete footpath in Tennis Court Avenue		
Tenderer:	McPhersons Earthmoving Contractors Pty Ltd		
\$ (excl. GST):	\$105,144.85		

Contract No:	CQ20015	Process:	Quotation
Title:	Bright Asphalt path renewal		
Tenderer:	Stadelmann Enterprises Pty Ltd		
\$ (excl. GST):	\$128,257.00		

Carried

8.2 DIRECTOR ASSETS – WILLIAM JEREMY

8.2.1 Land Exchange – 14 Riverside Avenue, Bright

File Number: Plan of Subdivision PS638662T

INTRODUCTION

A council resolution is required to exchange a small area of road land with the land owner of Lot 1 TP837927K Parish of Bright, known as 14 Riverside Avenue Bright.

Cr Nicholas

Cr Knappstein

That Council:

- 1. Advertises its intention to undertake a road deviation and exchange of land affecting part of Lot 1 TP837927K Parish of Bright (private land) as follows:***
 - a. Discontinue 9m² of road in accordance with Schedule 10, Clause 3(a) of the Act, shown as crosshatched on the plan below (Land to be Acquired);***
 - b. Exchange the 9m² of land discontinued as a road (Land to be Acquired) with the owner of Lot 1 TP837927K in part (b), pursuant to Section 189 of the Act, in lieu of the 9m² of private land the road was deviated through (Land to be Transferred) in part (a) – noting that the land to be exchanged has been valued at \$3,600 for each parcel;***
 - c. Declare the 9m² of land declared as a road (Land to be Transferred) to be open to public traffic pursuant to Section 204(2) of the Act;***
- 2. Authorise the Chief Executive Officer to place this proposal on exhibition, inviting submissions in accordance with Section 223 of the Act, as required by Section 207A of the Act;***
- 3. Forms a committee consisting of Councillors according to Section 223 (1)(b) of the Local Government Act 1989, if required, for the purpose of hearing submissions in relation to the proposed land exchange;***
- 4. Receives a final recommendation to approve and gazette the land exchange at the August 2020 Ordinary Council Meeting, subject to any submissions received.***

Carried

BACKGROUND

To facilitate the exit of vehicles from the supermarket development on Gavan Street, Bright (currently operated by Woolworths), a land transfer was agreed between Council and the property owner of 14 Riverside Avenue.

The agreement requires a portion of land (9 square metres in area) fronting Star Road to be transferred to Council as Road Reserve in exchange for the equivalent area of land from Riverside Avenue to be transferred to the title of 14 Riverside Avenue being part of Lot 1 on TP837927K Parish of Bright. The plan for the transfer of land is shown below.

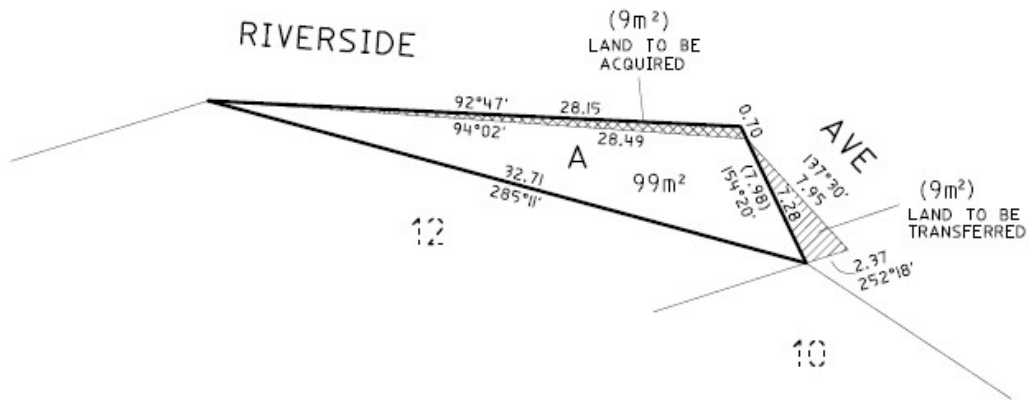


Figure 1: Proposed Land Exchange



Figure 2: Location (highlighted in red)

ISSUES

Nil.

POLICY IMPLICATIONS

Pursuant to Section 206 including Clause 2 of Schedule 10 of the *Local Government Act 1989* (the Act), Council may deviate the road as proposed.

Consent of the Minister administering the Land Act 1958 has been obtained, in accordance with Schedule 10, Clause 2(2) of the Act.

Permission from the Minister for Environment and Climate Change (2012) has been obtained for this deviation and is still valid.

A land valuation has been prepared as required in accordance with Section 189 of the Act.

To complete the process in accordance with Section 189 of the Act, Council must allow for submissions under section 223 to be made.

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 is sufficient budget allocation to cover the minor costs associated with the proposed transfer of land.

CONSULTATION

At the time of development (circa 2009) Council undertook to manage the process and Bright (Supermarket) Commercial Pty Ltd, the developer, has not subsequently been involved in this process. They have recently been notified of the status of the exchange process.

The owner of 14 Riverside Avenue has been updated on current progress.

CONCLUSION

To proceed with this Road land exchange, a Council resolution to advertise the proposal for any submissions under section 223 is required.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Assets
- Manager Asset Maintenance
- Engineering Coordinator

ATTACHMENT(S)

Nil

8.2.2 Pioneer Park Bike Track Project Update

File Number: 19099

INTRODUCTION

The purpose of the report is to update Council on the proposed timeframe for delivery of the relocated bike track at Pioneer Park, Bright.

Cr Pearce

Cr Nicholas

That Council notes the revised timeframe for delivery of the bike track at Pioneer Park, Bright, with construction scheduled to commence in September 2020.

Carried

BACKGROUND

In November 2019, Council endorsed the removal of the existing BMX track to enable the establishment of the Oaks Lawn community and event space within Pioneer Park, Bright. Council also committed to deliver a new bike track within the Rotary Pines area of Pioneer Park in consultation with the community by 30 June 2020.

The existing BMX track was removed, and through a collaborative approach with local businesses and community members the Oaks Lawn development was successfully delivered in early 2019, in time to host both the Brighter Days Festival and the Katy Perry Fight On concert.

A design and construct tender was advertised in late January for the new bike track and quotations closed on 21 February 2020. Four tenders were received within the approved budget of \$80,000 from both local and interstate contractors.

ISSUES

In late February the tenders were assessed in accordance with the published selection criteria. During the finalisation of the award recommendation in March, the preferred tenderer advised Council of their unwillingness to travel interstate to deliver the works, due to the increasing COVID-19 restrictions and the uncertainty at this time of further restrictions being imposed. With a view to achieving the best outcome for the community, the contract has been awarded to the preferred tenderer accepting that this will result in a delay in the delivery of the project.

Following the recent easing of restrictions across the country, the selected contractor has advised that they are now in a position to travel to Alpine Shire to deliver the project. Bike track construction is a weather-dependent activity, and to achieve the best outcome the contractor has nominated a construction window commencing in September. Community engagement to finalise the design of the new track will be progressed over the period June to August 2020.

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

The draft 2020/21 Capital Works Budget includes provision for these works.

CONSULTATION

In late 2019, the local community was consulted regarding the style of track to be developed. Through this engagement it was established that the preferred type of track is a 'jumps skills park' which can support skills development for all levels of rider, from very young riders on balance bikes (age 2+) up to adults.

The final design will be subject to further engagement with the community, to be carried out between June and August 2020.

CONCLUSION

Although Council initially committed to delivering the new bike track before the end June 2020, the COVID-19 restrictions have prevented the selected contractor from attending site to complete the works within this timeframe. Construction is now scheduled to commence in September 2020.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Assets
- Manager Asset Development

ATTACHMENT(S)

Nil

8.3 DIRECTOR CORPORATE – NATHALIE COOKE

8.3.1 Procurement Policy

File Number: Policy File

INTRODUCTION

The Procurement Policy is a key instrument that outlines the principles and standards for the purchase of all goods, services and works by the Council.

Under Section 186A of the *Local Government Act 1989* it must be reviewed at least once in each financial year.

The purpose of this report is to propose amendments to the Procurement Policy and seek Council's adoption of the revised Policy.

Cr Forsyth

Cr Janas

That Council:

- 1. Note that the 2020 review of the Procurement Policy No. 089 has been completed;***
- 2. Revoke Alpine Shire Council Procurement Policy No. 089, Version 6;***
- 3. Adopt Alpine Shire Council Procurement Policy No. 089, Version 7;***
- 4. Sign and seal Alpine Shire Council Procurement Policy No. 089, Version 7 at the appropriate time of the meeting.***

Carried

BACKGROUND

There is currently transition occurring between the *Local Government Act 1989* ("LGA 1989") and the *Local Government Act 2020* ("LGA 2020"), some provisions within LGA 1989 are still in effect and are yet to be repealed and replaced by LGA 2020, and some provisions within LGA 2020 have yet come into effect and the corresponding provisions in LGA 1989 have been repealed. For the remainder of the paper reference is made to the *Act* which is in effect as relevant to the given provision.

The Procurement Policy ("the Policy") is a key instrument in supporting Council in achieving best value outcomes. Each year the Policy is reviewed to ensure that it best supports Council's purchasing objectives, that it is clear and easy to understand, and that it is fit-for-purpose given the obligations it sets out for persons undertaking procurement on behalf of Council.

ISSUES

The Policy has been reviewed in conjunction with Council's senior management as well as Council's Finance Committee and Audit Committee. Two amendments are proposed to strengthen Council's procurement practises:

All purchases between \$10,000-\$75,000 to require a Request for Quotation be published on Council's tender website

A Request for Quotation must currently be prepared for all purchases between \$10,000-\$75,000. To ensure best value outcomes are achieved it is proposed that this must be published on Council's tender website in order to ensure that a thorough market scan is conducted. This practise is already commonly adhered to by a number of officers.

All supplier evaluations are to be approved by at least the officer and their direct supervisor

Currently officers may approve their own supplier evaluations up to their financial delegation and proceed to purchase without additional oversight. Only supervisor approval of the subsequent invoice is required, at which point it is too late to remediate any non-compliance to Policy requirements, or to provide advice on alternative approaches to purchasing which may achieve better value for Council.

It is proposed that all purchases requiring more than one quotation and an associated supplier evaluation are approved by the purchasing officer's supervisor before proceeding. Further approvals may be required if the purchase exceeds the supervisor's financial delegations, in line with current Policy.

POLICY IMPLICATIONS

The Policy has been reviewed in accordance with Sections 186 and Section 186A of the *Local Government Act 1989*. It is noted that the *Local Government Act 2020* introduces amended provisions in relation to Council procurement policies which come into effect on 1 July 2021.

This recommendation is in accordance with the following Strategic Objective of the Council Plan:

- A responsible and sustainable organisation

FINANCIAL AND RESOURCE IMPLICATIONS

The Procurement Policy is a key instrument in ensuring that Council obtains best value outcomes for ratepayers.

It is noted that the proposed amendments may incur some additional workload for Council officers in assessing suppliers however benefits are expected to outweigh the costs.

CONSULTATION

The proposed Policy amendments have been based on consultation with senior Council officers.

CONCLUSION

Changes are proposed to the Procurement Policy, primarily to strengthen Council's purchasing practises and to ensure that best value is obtained for ratepayers. The amended Procurement Policy is presented for Council's consideration and adoption.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Manager Corporate

ATTACHMENT(S)

8.3.1 Alpine Shire Council Procurement Policy No. 089, Version 7.

8.3.2 Investment Policy

File Number: Policy Review Folder

INTRODUCTION

Council's Investment Policy governs the investment of surplus Council funds with the objective of maximising returns whilst respecting Council's risk appetite and liquidity requirements.

The Investment Policy was last reviewed in 2016. The purpose of this report is to propose amendments to the Investment Policy and seek Council's adoption of the revised Policy.

Cr Forsyth

Cr Nicholas

That Council:

- 1. Note that the Investment Policy has been reviewed by the Finance Committee and the Audit Committee;***
- 2. Revoke Alpine Shire Council Investment Policy No. 073, Version 2;***
- 3. Adopt Alpine Shire Council Investment Policy No. 073, Version 3;***
- 4. Sign and seal Alpine Shire Council Investment Policy No. 073, Version 3 at the appropriate time in the meeting.***

Carried

BACKGROUND

There is currently transition occurring between the *Local Government Act 1989* ("LGA 1989") and the *Local Government Act 2020* ("LGA 2020"), some provisions within *LGA 1989* are still in effect and are yet to be repealed and replaced by *LGA 2020*, and some provisions within *LGA 2020* have yet come into effect and the corresponding provisions in *LGA 1989* have been repealed. For the remainder of the paper reference is made to the *Act* which is in effect as relevant to the given provision.

Both the *Local Government Act 1989* and the *Local Government Act 2020* specify that Councils may invest any money in government securities, with Authorised Deposit-Taking Institutions (ADIs), with any financial institution guaranteed by the Government of Victoria, on deposit with an eligible money market dealer within the meaning of the Corporations Act, and in any other manner approved by the Minister.

Within this legislative framework Council's Investment Policy specifies the objectives, allowable investments, authorised officers and credit rating parameters of Council's investment portfolio. Credit rating parameters are defined with reference to Standard and Poor's (S&P) Global Ratings Definitions which describe the creditworthiness of various entities.

ISSUES

Changes in the economic environment flowing from the impact of COVID-19 have seen Fitch, an alternative credit rating agency to S&P, downgrade Australia's four largest banking groups to A+ from AA-. The agency says that they have expectations of a significant economic shock in 2020 due to measures taken to halt the spread of the coronavirus, followed by a moderate recovery through 2021.

S&P has not downgraded the four major banks however it remains possible that this may occur in the coming months.

Council is of the view that term deposits with Australia's four major banks remain some of the safest investments on offer given that the Australian government continues to support their balance sheets in challenging times.

Term deposits with other ADIs also remain conservative whilst offering diversification away from the four majors and providing a broader base from which to select the most attractive investment returns.

While both versions of the Local Government Act allow for investments in government securities, these are typically long dated (at least 2 years to maturity) compared to Council's liquidity requirements. Securities may be sold on the money market prior to maturity date however the price of securities on these markets is subject to rise and fall, putting Council at risk of losing ratepayer funds.

With these considerations in mind, the following amendments are proposed:

1. Modify the allowable credit rating exposures to reflect possible S&P credit rating downgrades to Australian's major banks, while limiting the lowest credit rating in the portfolio to BBB Category

CURRENT POLICY

Long Term S&P Credit Rating	Short Term S&P Credit Rating	Maximum Portfolio Exposure	Maximum exposure to a single institution
AA category or higher	A-1+	100% max	50%
AA category	A-1	100% max	50%
A Category or below	A-2	60% max	20%

PROPOSED AMENDMENT

Long Term S&P Credit Rating	Short Term S&P Credit Rating	Maximum Portfolio Exposure	Maximum exposure to a single institution
A category or higher	A-2 or higher	100% max	50%
BBB Category	A-3	60% max	20%

By way of example, Australian banks currently rated as A category or higher include ANZ, NAB, Macquarie, CBA and Westpac. Banks currently rated as BBB category include Bank of Queensland, Bendigo and Adelaide Bank, AMP Bank and Heritage Bank.

2. Limit investments to term deposits with Australian ADIs

The current policy allowed investments in bonds. As the typical minimum term of a bond is 2 years, and the price of bonds on the money market is subject to rise and fall, it is recommended that the policy restrict investments to term deposits with ADIs. It is noted that Council has not invested funds in bonds for a number of years.

3. Responsible investments

It is recommended that where the rates available for two investments are the same, the investment with responsible investment accreditation will be given preference. In practise Council's current investment broker Curve Securities offers a 'fossil fuel free' accreditation against qualifying investments.

4. Quarterly reporting requirements

The policy will continue to require quarterly reporting on the investment portfolio. Reporting will be provided to the Finance Committee via the Quarterly Finance Report and subsequently provided to the Audit Committee and Council for noting.

It is noted that a range of minor additional amendments are proposed to clarify wording, to clarify roles and responsibilities, and to update the policy into Council's new policy template. In addition, the treatment of unanticipated policy breaches beyond officer control is clarified; such breaches are to be reviewed between the Accountant and the Manager Corporate for remediation, and are to be reported to the Finance Committee and Audit Committee.

POLICY IMPLICATIONS

The recommended changes to Council's Investment Policy are within the parameters for Council investments set by both the *Local Government Act 1989* and the *Local Government Act 2020*.

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

The Investment Policy is a key instrument in ensuring that Council obtains best value outcomes for ratepayers.

CONSULTATION

The proposed Policy amendments have been consulted with both Council's Finance Committee and Council's Audit Committee.

CONCLUSION

Changes are proposed to the Investment Policy to ensure that best value is obtained for ratepayers, that the policy is adapted to the current economic environment and that responsible investing considerations are considered. The amended Investment Policy is presented for Council's consideration and adoption.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Manager Corporate
- Accountant

ATTACHMENT(S)

8.3.2 Alpine Shire Council Investment Policy No. 073, Version 3.

8.3.3 Quarterly Report – Council Plan

File Number: SU600.03

INTRODUCTION

This report provides the third quarterly report for 2019/20 against the Alpine Shire Council Plan 2017-2021.

Cr Janas

Cr Keeble

That the Alpine Shire Council Plan Quarterly Report ending 31 March 2020 be received and noted.

Carried

BACKGROUND

There is currently transition occurring between the *Local Government Act 1989* (“LGA 1989”) and the *Local Government Act 2020* (“LGA 2020”), some provisions within LGA 1989 are still in effect and are yet to be repealed and replaced by LGA 2020, and some provisions within LGA 2020 have yet come into effect and the corresponding provisions in LGA 1989 have been repealed. For the remainder of the paper reference is made to the *Act* which is in effect as relevant to the given provision.

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 to ensure that it continues to provide Council’s intended direction for their term.

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 advocated strongly on behalf of the community during and following the January 2020 bushfires. Meetings were held with both State and Federal government

representatives to regularly update them with issues affecting the community and advocate for solutions.

Council appointed a Bushfire Recovery team to oversee community recovery efforts post-fire.

A responsible and sustainable organisation

Council's Business Systems Transformation program implementation has begun across the three partner councils - Alpine, Indigo and Towong Shire Councils.

Incredible places for our community and visitors

Key capital works completed during Q3 included the Standish Street road reconstruction, E-waste infrastructure sheds at three transfer stations, completion of landscaping and footpath works around the Phoenix Tree in Myrtleford, and Dinner Plain street signage renewal.

Infrastructure and open space that our community is proud of

Cyclic maintenance and inspection works are being undertaken across the Shire, in line with management plans. Summer fire prevention inspections were completed, with the focus turning to fire recovery works.

Highly utilised and well managed community facilities

Council's Food Organic Green Organic (FOGO) community service survey results in conjunction with relevant aspects of the Victorian Government's Recycling Victoria initiative was presented to Council. Further work will be undertaken to review operating model and service delivery costs.

A new High Country Library Network agreement has been finalised between member Councils, and an RFID project across the four library services is currently being implemented.

A well planned and safe community

Council's Environmental Health team provided lead roles during bushfire recovery and the COVID-19 pandemic.

An awareness program was commenced to improve the number of registered pets within the Shire.

A thriving and connected community

Following the January bushfires, event delivery in March provided a high level of exposure for the Shire including the Jayco Herald Sun Tour, MTBA National Championships, Brighter Days, Myrtleford Festival and Dederang Races. The Katy Perry concert held on 11 March saw more than 6,000 people from across bushfire affected communities attend.

POLICY IMPLICATIONS

The Council Plan is a specific requirement of the *LGA 1989* and is a guiding document for Council. The Council Plan and Budget identify and commit Council to the completion of specific initiatives each year.

Quarterly reporting aligns with the Alpine Shire Council Plan 2017-2021 (reviewed 2019):

- 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

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report:

- Directors
- Managers
- Governance Officer

ATTACHMENT(S)

8.3.3 Alpine Shire Council Quarterly Report – ending 31 March 2020

8.3.4 Contract CT19102 Ground Water Monitoring Wells and Surface Water Field Sampling and Water Quality Testing at four Landfill Sites including Leachate and Gas Monitoring at Porepunkah and Myrtleford Landfill

File Number: CT19102

INTRODUCTION

The purpose of this report is to recommend the award of a contract for the Ground Water Monitoring Wells and Surface Water Field Sampling and Water Quality Testing at four Landfill Sites Including Leachate and Gas Monitoring at Porepunkah and Myrtleford Landfill.

A tender process commenced in February 2020 for these services and a contract has been prepared for the provision of these services from 8 June 2020, for a period of three years, with one option to extend for a further period of one year.

Cr Forsyth

Cr Keeble

That Council:

- 1. Award Contract CT19102 Ground Water Monitoring Wells and Surface Water Field Sampling and Water Quality Testing at Four Landfill Sites Including Leachate and Gas Monitoring at Porepunkah and Myrtleford Landfill to Alpine Earth Sciences for a three-year term, plus one option to extend for a further year, at an estimated contract value of \$120,000 (plus GST); and***
- 2. Contract documentation to be finalised and signed at a later Council meeting.***

Carried

BACKGROUND

There is currently transition occurring between the *Local Government Act 1989* ("LGA 1989") and the *Local Government Act 2020* ("LGA 2020"), some provisions within *LGA 1989* are still in effect and are yet to be repealed and replaced by *LGA 2020*, and some provisions within *LGA 2020* have yet come into effect and the corresponding provisions in *LGA 1989* have been repealed. For the remainder of the paper reference is made to the *Act* which is in effect as relevant to the given provision.

Council currently undertakes monitoring at four closed landfill sites. The monitoring includes field testing, laboratory analysis and reporting of ground water, surface water, leachate and gas emissions according to different configurations at the following sites:

- Myrtleford Landfill
- Old Myrtleford Landfill
- Porepunkah Landfill
- Harrierville Landfill

The current contract for delivering these services has ended and a tender has been undertaken to procure the monitoring services, as required, over the next three years.

As a result of the tender process a contract has been prepared for the monitoring services commencing 8 June 2020 for a period of three years, with one option for an additional one year.

The tender was released in January 2020 and closed 21 February 2020 and was advertised in local papers, the Border News, the Herald Sun and listed on tenders.net. Eleven parties submitted tenders.

EVALUATION

All eleven tenders received were conforming tenders and were evaluated according to the key selection criteria listed in the Invitation to Tender:

- Price
- Qualifications and Previous Performance
- Delivery
- Environmental
- Social

Following the initial assessment of the offers, further clarification was sought from some of the tenderers regarding their proposed methodology and submitted pricing. The evaluation was undertaken by Manager Facilities and reviewed by Director Corporate.

The pricing schedules specified costs per round of sampling or per trip. The minimum required frequency of monitoring has been used to assess estimate annual costs of submitted tenders. There was a wide spread of submitted costs for the delivery of the services resulting in part due to the distance some of the submitting tenderers would have to travel to undertake field testing.

ISSUES

The monitoring being undertaken at Myrtleford and Porepunkah landfill sites is undertaken according to the EPA directions and EPA approved Environmental Monitoring Programs. Compliance to approved methodology and reporting regimes is critical and the demonstrated capacity for the submitting tenderers to meet these obligations was required through the tender submission.

Additional monitoring rounds and changes to the required monitoring program may occur during the period of the contract. Serviceability of these increased requirements is also an important consideration when evaluation submissions.

A combined weighting of 50% for experience and demonstrated methodology in the evaluation matrix was therefore used in the evaluation process.

All tenderers provided evidence of approved methodology and experience in undertaking the monitoring as required.

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

The costs of services under the schedule of rates to apply in the contract reflect a saving of 15% against current comparable service costs to Council.

The required monitoring brief under the contract has been expanded over prior requirements and therefore additional provision has been made in the 2020/21 Draft Budget to allow for an increase in costs associated for these monitoring specifications.

Year 1 costs based upon the minimum prescribed monitoring frequency and specifications would be approx. \$29,800 (plus GST).

Three year, plus one year option, costs would be a minimum of approximately \$120,000 (plus GST). If there is a requirement from the EPA for greater than the current minimum prescribed monitoring frequency the total contract value may exceed \$150,000 (GST inclusive).

CONSULTATION

Decision-making should be based on appropriate consultation, / engagement. This section of the Council report should outline the engagement that has been undertaken – both internally and with the community. In terms of engagement conducted within a council, it should be demonstrated that a whole-of-government view has been taken. That is, all relevant sections of a local government have had the opportunity to contribute to the report.

CONCLUSION

That based upon the evaluation criteria, including the meeting of Council's monitoring and reporting requirement that Alpine Earth Sciences offers the best value for the tendered services and that Council enter into a contract with Alpine Earth Sciences for delivery of these services for a period of three years with a one-year option for Council to extend.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, 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 Commercial Rent Relief Under the Victorian State Government Commercial Tenancy Relief Scheme

File Number: 950.00

INTRODUCTION

The purpose of this report is to recommend that Council approves rent relief for Council lessees under the terms of the Victorian State Government Tenancy Relief Scheme.

Cr Pearce

Cr Nicholas

That Council:

- 1. Provides rent relief in the form of rent waiver to lessee's meeting the criteria under the Victorian Government Tenancy Relief Scheme;*
- 2. Approves a refund of any rent already paid that would be subject to rent relief under these terms; and*
- 3. Notes the rent relief may be funded from the Victorian Government Council Assistance Fund.*

Carried

BACKGROUND

There is currently transition occurring between the *Local Government Act 1989* ("LGA 1989") and the *Local Government Act 2020* ("LGA 2020"), some provisions within LGA 1989 are still in effect and are yet to be repealed and replaced by LGA 2020, and some provisions within LGA 2020 have yet come into effect and the corresponding provisions in LGA 1989 have been repealed. For the remainder of the paper reference is made to the *Act* which is in effect as relevant to the given provision.

Council has a number of leases to commercial tenants for Council owned, or managed, property. Rents for the tenants are set according to lease terms.

The impacts of the Covid-19 State of Emergency have been widespread in the Alpine Shire. A number of Council's tenants have been required to cease or significantly modify trade resulting in the loss or all or most of their operating income. Council has received rent relief requests from these affected tenants.

A number of measures have been put in place by the federal and state government to assist businesses impacted as result of the restrictions under the State of Emergency. This includes the Victorian Government's Tenancy Relief Scheme (the Scheme).

The key requirements under the Scheme:

- a business must be able to demonstrate a 30% reduction in turnover as a result of Covid-19 and an annual turnover of less than \$50,000,000;
- there is a 6-month moratorium on commercial tenancy evictions;
- a freeze on rent increases during the moratorium;

- a rental payment waiver, or deferral, proportionate to the tenant's income reduction due to Covid-19, to be negotiated between tenant and landlord; and
- provision of a mediation service for tenants and landlords to support fair negotiations.

The scheme applies from 29 March 2020 for a period of six months.

Council has invited its commercial tenants to submit applications with support information for deferral of rent while the requirements of the scheme were better understood.

ISSUES

Process for applying for rent relief

The length and severity of the impact of the restrictions on businesses is difficult to determine and will vary from business to business.

Council's tenants will be asked to provide monthly financial data to demonstrate business loss to the corresponding month in the year previous in order for the rental relief amount to be calculated. The residual rent due can then be deferred and either paid as a single payment at the end of the 6 month period or added to the business' rental payments for the duration of their continuing lease period

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

Should the total of Council's monthly rental amounts be waived then the financial impact would be \$41,000 (plus GST) per month, or \$246,000 (plus GST) for the full six-month period. The waiver amount, however, will be proportional to demonstrated financial impacts to each individual business.

Council has provided \$1.02M of rate and trading fee relief to our community in the 2019/20 financial year with the support of the Council Assistance Funding Program.

There is residual funding under the program of approximately \$197,500 and Council is seeking the approval of the Victorian Government to use part of this funding to enable a proportion of rent relief under this scheme.

CONSULTATION

Council has engaged directly with its commercial tenants. The following Council officers have been consulted in the preparation of this report:

Manager Facilities and Director Corporate.

CONCLUSION

Council is considering the current business impacts of its commercial tenants and obligations under the Victorian Government Tenancy Relief Scheme and proposing a rent waiver process to provide rent relief to lessee's meeting the criteria under the Victorian Government Tenancy Relief Scheme

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Manager Facilities

ATTACHMENT(S)

Nil

8.3.6 Issuing of New Leases to Victorian State Emergency Services Authority in Bright and Myrtleford

File Number: Lease Register

INTRODUCTION

The purpose of this report is to recommend the surrender of existing leases and execution of new leases between Alpine Shire Council and Victorian State Emergency Services for land located at 16 Churchill Avenue Bright and 16 Jubilee Street Myrtleford.

Cr Nicholas

Cr Knappstein

That Council:

- 1. Agree to surrender existing leases held by Victorian State Emergency Service Authority for 16 Churchill Avenue Bright and 16 Jubilee Street Myrtleford and execute new leases for both sites ending 30 June 2041; and***
- 2. Signs the leases at the appropriate time at the Council meeting.***

Carried

BACKGROUND

Leasing of Council land is governed by the *Local Government Act 1989* (“LGA 1989”) and the *Local Government Act 2020* (“LGA 2020”). As there is currently transition occurring between these two acts, some provisions within *LGA 1989* are still in effect and are yet to be repealed and replaced by *LGA 2020*, and some provisions within *LGA 2020* have yet come into effect and the corresponding provisions in *LGA 1989* have been repealed. For the remainder of the paper reference is made to the *Act* which is in effect as relevant to the given provision.

Under s14(1)(d) of *LGA 2020* Council is able to acquire, hold deal with or dispose of the property (including land) for the purposes of performing its functions and exercising its powers.

Section 190 of the *LGA 1989* notes restrictions on Council’s power to lease land. VICSES is a public body and therefore the restrictions under Section 190 of the *LGA 1989* do not apply.

Victorian State Emergency Services Authority (VICSES) hold leases over Council owned property located at 16 Churchill Avenue Bright and 16 Jubilee Street Myrtleford. Both leases end 30 June 2041.

In July 2019 Council was contacted by SES requesting a review of the lease arrangements currently in place to enable an alignment with the objectives outlined in a Memorandum Of Understanding (MOU) between the State of Victoria, the Municipal Association of Victoria (MAV) and the Victoria State Emergency Service Authority (VICSES) in 2017. The purpose of the MOU was to establish new arrangements for the funding of, and provision of facilities to, VICSES units.

VICSES requested that new long-term leases for both units were put in place using the MAV template lease developed as a result of the undertakings in the MOU.

Council has reviewed the proposed new leases and reached agreement with VICSES on new leases to come into effect from 1 April 2020. The leases have been prepared and signed by VICSES awaiting execution by Council.

ISSUES

To enter into new leases the existing leases need to be surrendered. This can occur by agreement between both parties. The VICSES has provided a letter requesting the surrender of the leases in September 2019 and Council has agreed to the surrender of the leases, subject to new leases being agreed to and executed.

Key terms under the existing lease are not varied under the new lease, specifically end dates, annual rents, obligations for landlord and tenant improvements remain the same.

The new leases have been prepared and endorsed by MAV with the recommendations that Councils use this lease template for new leases with VICSES.

POLICY IMPLICATIONS

The process is in accordance with obligations under the *LGA 1989* and the *LGA 2020* with best endeavours made to assess each of the applicable clauses depending on their legal transitional timeline; as well as in this case the Local Government Best Practice Guidelines for the Sale, Exchange and Transfer of Land.

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

The rental under the leases is \$1 per annum. There are no other commitments under the new lease that would increase or decrease Council's costs or resources associate with the existing leases.

CONSULTATION

Consultation has been undertaken between the affected parties.

CONCLUSION

That Council enter new leases with VICSES for properties located at 16 Churchill Avenue Bright and 16 Jubilee Street Myrtleford and that the existing leases over these properties are surrendered.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Manager Facilities

ATTACHMENT(S)

Nil

8.3.7 Planning Application 5.2019.46.1 – 714 Happy Valley Road, Rosewhite

Application number:	5.2019.46.1
Proposal:	Two lot subdivision (boundary realignment)
Applicant's name:	John and Joanna Freudenstein
Owner's name:	John and Joanna Freudenstein
Address:	714 Happy Valley Road, Rosewhite
Land size:	Total area of approximately 50 hectares (Lot 2 – 40 hectares, Crown Allotment 8B – 10 hectares)
Current use and development:	Farming (Cattle/beef (approximately 60 head), horse breeding, olive plantation approximately 0.5 hectares with 160 trees, apiculture (6 bee hives)), Tourism (Host Farm) and a Dwelling. The majority of the existing buildings and works including the dwelling are within the larger forward Lot 2. The site also has three (3) large dams which provide water supply for the activities carried out on the site.
Site features:	Irregularly dimensioned 2 lots, with the larger lot (Lot 2) having a frontage of approximately 480 metres to Happy Valley Road (Road Zone Category 1). The smaller southern lot (CA8B) does not have any direct road frontage and contains native vegetation occupying approximately 6 hectares (56.49%) of this Crown Allotment. Southern boundary of the site abuts Crown Land. Slopes down from the rear of the site to the front, by approximately 90 metres, 1:12 gradient.
Why is a permit required?	35.07-3 Subdivision (Farming Zone) 44.06-2 Subdivision (Bushfire Management Overlay)
Zoning:	Farming Zone
Overlays:	Significant Landscape Overlay – Schedule 2 Bushfire Management Overlay
Restrictive covenants on the title?	None
Date received:	20 September 2019 (Amended Plans)
Statutory days:	237 days
Planner:	James Trimble

Cr Keeble

Cr Knappstein

That a refusal be issued for the proposed 2 lot subdivision (boundary realignment) for the reasons identified in appendix 8.3.7a, and on the following summarised grounds:

- 1. The proposal does not meet the relevant planning permit framework of the Alpine Planning Scheme including State and Local Policies, and the purposes and decision guidelines of the Farming Zone; and***
- 2. The land is not suitable for subdivision.***

Carried

PROPOSAL

The proposal is to realign the boundaries of the two existing titles, to consolidate existing rural activities and potentially provide a future long-term opportunity for a dwelling and / or agricultural buildings on a proposed 40 hectare lot.

Proposed Lot 1 has an area of 10 hectares, with substantial frontage to Happy Valley Road. This lot will contain the majority of existing buildings and works on the site including an existing dwelling, farm stay accommodation building, olive plantation with approx. 160 trees, hazelnut plantation with approximately 50 trees inoculated with truffles, apiculture (bee hives), and stock horse breeding.

Proposed Lot 2 has an area of 40 hectares, with substantial frontage to Happy Valley Road. The lot is proposed to contain beef and cattle production, existing native vegetation, the production of 60 tonnes of hay/silage, and the potential for a new dwelling and/or agricultural buildings.



Figure 1: Shows the subdivision layout on site.

SUBJECT LAND AND SURROUNDS

The site consists of two (2) lots being Lot 2 on PS 072243, having an area of approximately 40 hectares, and Crown Allotment 8B Section B Parish of Barwidgee, having an area of approximately 10 hectares.

Crown Allotment 8B does not have direct road frontage to Happy Valley Road, and is sited entirely behind Lot 2. Crown Allotment 8B contains native vegetation occupying approximately 6 hectares (56.49%) of this allotment.

Lot 2 contains the majority of existing buildings and works on the site including a dwelling and farm stay accommodation. This lot has approximately 480 metres of frontage to Happy Valley Road which is zoned 'Road Zone -Category 1' and managed by VicRoads.

It is understood that the following farming activities are being carried out on the site - cattle/beef grazing (approximately 60 head), horse breeding, olive plantation (approximately 0.5 hectares with 160 trees), apiculture (6 bee hives). The site also has three (3) large dams which provide water supply for activities carried out on the site.

Both lots are irregularly dimensioned. The site slopes down from the rear to the front, by approximately 90 metres, 1:12 gradient.

The site is situated within a farming area of Rosewhite, with the majority of surrounding land zoned 'Farming'. Surrounding lot sizes range from approximately 11.8 hectares to 83.6 hectares. The majority of surrounding sites are considered to be used for farming purposes, with a minimal number of dwellings.

Directly to the south of the site is a large parcel of Crown land consisting of native vegetation. This land is zoned 'Public Conservation and Resource Zone'.

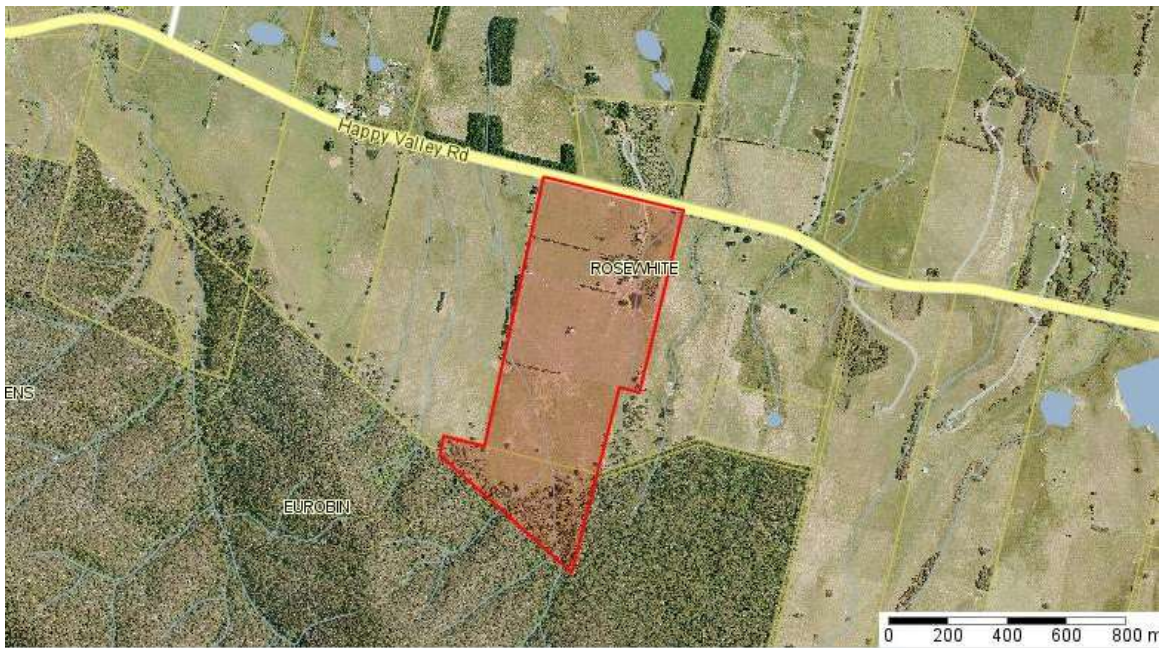


Figure 2: Subject land.

PUBLIC NOTIFICATION

The application was advertised for 14 days in accordance with Section 52 of the *Planning and Environment Act 1987*. Notice of the application was sent to surrounding landholders and occupiers. No objections were received as result of public notification.

REFERRALS

Referrals / Notice	Advice / Response / Conditions
Section 55 referrals:	VicRoads (now Regional Roads Vic) – No objection Country Fire Authority – No objection. Goulburn Murray Water - No objection, subject to conditions.
Internal / external referrals:	Councils Environmental Health Department – No objection subject to conditions DELWP – No objection.

PLANNING ASSESSMENT AND RESPONSE TO GROUNDS OF OBJECTION

All applicable policy and decision guidelines can be found in Appendix 8.3.7(b).

State Planning Policy Framework

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

Clause 14.01-1S Protection of Agricultural Land as the proposal does not:

- Protect productive farmland that is of strategic significance in the local context;
- Prevent inappropriately dispersed urban activities in rural areas;
- Limit new housing in rural areas.

Clause 14.01-2S Sustainable Agricultural Land Use as it has not been suitably demonstrated that the cattle and hay enterprises on the proposed 40 hectare lot are environmentally sustainable.

Clause 16.01-5S Rural Residential Development as the proposal encourages inappropriate rural residential development.

Local Planning Policy Framework

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

Clause 21.05-3 Agriculture as the proposal does not:

- Reinforce agricultural production as the primary purpose of the Farming zone;
- Minimise the loss of broad acre commercial farming units;
- Protect strategically significant agricultural land.

Clause 22.03-2 Agriculture as the proposal does not result in a clear improvement to farm efficiency and land management. The proposal does not comply with the policy requirements of this clause as it results in the fragmentation of productive farmland. Council's Rural Land Use Capability mapping identifies the majority of Lot 2 (the current forward lot) having a high agricultural capability.

Zoning and land use

The site is zoned Farming. The proposal is inconsistent with the purpose and decision guidelines of the Farming Zone for the following reasons:

- It has not been suitably demonstrated that the cattle and hay enterprises on the 40ha are environmentally sustainable.
- The proposal does not support and enhance agricultural production on either title.
- The farm plan failed to establish a rationale justifying how the proposed boundary realignment is required to support or enhance the agricultural or rural activities on either title.

Bushfire Management Overlay

A rear portion of the site is covered by the Bushfire Management Overlay. 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 53.02 – Bushfire Planning

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 this clause.

General Provisions

Clause 65.02 of the Alpine Planning Scheme provides the decision guidelines that must be considered before deciding on an application. A detailed assessment of the proposal against the provisions of Clause 65.02 is contained on the planning file – reference number 5.2019.46.1. The land is not suitable for subdivision.

CONCLUSION

The application is not 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 Farming Zone;
- The land is not suitable for subdivision.

DECLARATION OF CONFLICT OF INTEREST

Under Section 80C of the *Local Government Act 1989*, the following officers declare that they have no interests to disclose in providing this report.

- Director Corporate
- Planning Coordinator
- Planning Officer

APPENDIX(S)

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

APPENDIX 8.3.7(a)**REASONS FOR REFUSAL**

1. The proposal does not comply the objective of Policy 14.01.1S – Protection of Agricultural Land, as it does not protect the state’s agricultural base by preserving productive farmland, as it does not:
 - a. Protect productive farmland that is of strategic significance in the local context.
 - b. Prevent inappropriately dispersed urban activities in rural areas.
 - c. Limit new housing in rural areas.
2. The proposal does not comply with the objective of Policy 14.01-2S – Sustainable Agricultural Land Use as it has not been suitably demonstrated that the cattle and hay enterprises on the 40ha are environmentally sustainable.
3. The proposal does not comply with the objective of Policy 16.01-5S – Rural Residential Development as it encourages inappropriate rural residential development.
4. The proposal does not comply with the objectives of Policy 21.05-3 – Agriculture as it does not maintain and protect strategically significant agricultural land for production, or recognise the agricultural importance of the highly productive valley floors and to protect such land from inappropriate development and land use especially residential expansion, as it does not:
 - a. Reinforce agricultural production as the primary purpose of the Farming Zone.
 - b. Minimise the loss of broad acre commercial farming units.
 - c. Protect strategically significant agricultural land.
5. The proposal does not comply with the objective of Policy 21.06-1 Infrastructure as it does not limit the need for new infrastructure and reduce the loss of agricultural land for the purposes of urban/residential development.
6. The proposal does not comply with the objective of Policy 22.03-2 – Agriculture as it does not ensure that the subdivision results in a clear improvement to farm efficiency and land management.
7. The proposal does not comply with the policy provisions of Policy 22.03-2 - Agriculture as it
 - a. Results in the fragmentation of productive farmland.
 - b. Has not been suitably demonstrated that the cattle and hay enterprises on the proposed 40 hectare lot are environmentally sustainable.

8. The proposal does not meet the purposes of the Farming Zone as it does not:
 - a. Encourage the retention of productive agricultural land.
 - b. Encourage use and development of land based on comprehensive and sustainable land management practices and infrastructure provision.

9. The proposal does not comply with the decision guidelines at Clause 35.07-6 within the Farming Zone for the following reasons:
 - a. It has not been suitably demonstrated that the cattle and hay enterprises on the proposed 40 hectare lot are environmentally sustainable.
 - b. The proposal has failed to establish a rationale justifying how the proposed boundary realignment is required to support or enhance the agricultural or rural activities on either title.
 - c. Current Lot 2 on PS072243, 714 Happy Valley Road, Rosewhite is identified in Councils Rural Land Capability Mapping as having high agricultural capability. The site is considered to have capacity to sustain agriculture, without the need for re-subdivision.

10. The land is not suitable for the proposed re-subdivision.

APPENDIX 8.3.7(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:

- 11.01-1 - Settlement
- 12.03-1S – River Corridors, Waterways, Lakes and Wetlands
- 12.05-2S – Landscapes
- 13.02-1S - Bushfire Planning
- 14.01.1S – Protection of Agricultural Land
- 14.01-2S - Sustainable Agricultural Land Use
- 15.01-6S – Design for Rural Areas
- 16.01-5S – Rural Residential Development

Local Planning Policy Framework

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

- 21.03-3 - Rural Lifestyle, Subdivisions and Dwellings
- 21.04-3 – Landscapes
- 21.04-4 – Environmental Risk
- 21.04-6 – Catchments and Waterways
- 21.05-3 – Agriculture
- 21.06-1 - Infrastructure
- 21.07-11 – Rural Precincts
- 22.02-3 - Landscapes
- 22.03-2 – Agriculture

Zone

The subject land is zoned Farming.

Overlays

A rear portion of the site is covered by the Bushfire Management Overlay.

General Provisions

Clause 65.02 within the Alpine Planning Scheme provides the decision guidelines applicable to all subdivisions.

9. Assembly of Councillors

Introduction

Section 80A of the *Local Government Act 1989* requires a written record of Assemblies of Councillors to be reported at an ordinary meeting of the Council and to be incorporated in the minutes of the Council meeting.

Cr Keeble

Cr Pearce

That the summary of the Assemblies of Councillors for May 2020 be received.

Carried

Background

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

Date	Meeting
5 May	Briefing Session (virtual online meeting)
19 May	Briefing Session (virtual online meeting)

Attachment(s)

9.0 Assemblies of Councillors – May 2020

10. General business

Refer to Alpine Shire Council's website www.alpineshire.vic.gov.au; for its YouTube live-streaming recording responses to general business.

11. Motions for which notice has previously been given

Nil

12. Reception and reading of petitions

Nil

13. Documents for sealing

Cr Nicholas

Cr Pearce

That the following documents be signed and sealed.

- 1. Sign and seal Alpine Shire Council Procurement Policy No. 089, Version 7.*
- 2. Sign and seal Alpine Shire Council Investment Policy No. 073, Version 3.*
- 3. Section 173 Agreement – Patricia Karoline and Ciro Luchini Lot 3 on Plan of Subdivision 425595 Volume 10558 Folio 578.
Condition 7 of Planning Permit 2018.147.3 for Use and Development of the Land for a Self-Contained Dwelling (Short Stay Accommodation) at 25 Buckland Street, Tawonga South.
The Agreement permits a maximum of six (6) guests to occupy the accommodation building and occupants of the accommodation building area must only use the premise on a short term basis. Any occupant of the approved premises must not reside onsite for any more than 120 days in a calendar year unless without the written permission of the responsible authority.*
- 4. Sign and Seal lease for 16 Churchill Avenue, Bright.*
- 5. Sign and Seal lease for 16 Jubilee Street, Myrtleford.*
- 6. Section 173 Agreement – Michael John & Antoinette Maree Quirk.
Lot 1 of Lodge Plan 145999. Volume 09559 Folio 396. Condition 7 of Planning Permit 2019.55.2 for an eight (8) lot staged subdivision at 94-102 Station Street, Porepunkah. The Agreement provides for the implementation of Bushfire Protection measures.*

Carried

There being no further business the Chairperson declared the meeting closed at 5.48p.m.

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Chairperson