



STRATHBOGIE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE STRATHBOGIE SHIRE COUNCIL
WILL BE HELD ON TUESDAY 19 MARCH 2013, COMMENCING AT 6.00 P.M. AT
THE EUROA COMMUNITY CONFERENCE CENTRE**

Councillors: Debra Swan (Chair)
Colleen Furlanetto
Malcolm Little
Alister Purbrick
Patrick Storer
Robin Weatherald
Graeme (Mick) Williams

Officers: Steve Crawcour - Chief Executive Officer
Roy Hetherington - Director, Asset Services
David Woodhams – Director, Corporate and Community

BUSINESS

1. Welcome
2. Acknowledgement of Traditional Land Owners
'In keeping with the spirit of Reconciliation, we acknowledge the traditional custodians of the land on which we are meeting today. We recognise indigenous people, their elders past and present'.

3. Apologies

Phil Howard – Director, Sustainable Development

4. Confirmation of Minutes of the Ordinary Meeting of Council held on Tuesday 19 February 2013 and Special Meeting of Council held on Tuesday 26 February.2013

51/13 **CRS LITTLE/WILLIAMS** : *That the Minutes of the Ordinary Meeting of Council held on Tuesday 19 February 2013 and Special Meeting of Council held on Tuesday 26 February 2013 be confirmed*

CARRIED

5. Disclosure of Interests

Nil

6. Petitions

Nil

7. Reports of Mayor and Councillors and Delegates

Verbal reports given by Councillors Swan, Furlanetto, Little, Weatherald and Williams

8. Public Question Time

A Keats

- Cats problems – to be referred to Council's Compliance department
- White line in Binney Street

EXCERPT FROM MEETING PROCEDURE LOCAL LAW NO. 1

CONDUCT OF PUBLIC

52. VISITORS

- (1) Visitors must not interject or take part in debate.
- (2) Silence shall be preserved in the gallery at all times.
- (3) If any visitor is called to order by the Chairperson and again acts in breach of this Local Law, the Chairperson may order that person to be removed from the gallery.

53. CALL TO ORDER

Any person who has been called to order, including any Councillor who fails to comply with the Chairperson's direction, will be guilty of an offence.

Penalty: \$500

54. REMOVAL FOR DISRUPTION

The Chairperson has discretion to cause the removal of any person, including a Councillor, who disrupts any meeting or fails to comply with a direction under the provisions of this Local Law.

9. Reports of Council Officers

- 9.1 Climate Change
- 9.2 Infrastructure
- 9.3 Private Enterprise
- 9.4 Public Institutions
- 9.5 Housing and Recreation
- 9.6 Tourism
- 9.7 Organisation

10. Notices of Motion

11. Closure of Meeting to the Public to consider matters listed for consideration in accordance with Section 89(2) of the Local Government Act 1989

12. Urgent Business

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9. **REPORTS**

9.2 **INFRASTRUCTURE**

9.2.1 **Anderson Street, Avenel**

Author & Department

Director, Asset Services / Asset Services Directorate

File Reference

T40/0180/02

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989

Summary

Council held a Community Information Session at Avenel on December 3, 2012. Members of the public were invited to comment on a number of capital works projects including the proposed Anderson Street improvements. The session provided Council will additional verbal and written submission to be considered in addition to the formal Section 223 submissions which were received at the Council meeting of 20th November 2012.

Council can now determine how the Anderson Street project should proceed. The three options for improvements, developed during the consultation period are attached.

RECOMMENDATION

That Council resolve to:

1. **Adopt Proposal 3 as a concept for consideration of funding in future Capital Works programs, and apply the 2012/13 budget allocation of \$15,000 towards drainage and gravel improvement of the existing drop off areas.**
2. **That submitters be advised accordingly.**

52/13 CRS LITTLE/WILLIAMS : That the Recommendation be adopted.

CARRIED

Background

Council's original proposal for the Anderson Street improvements was as follows:

- School parking to be provided as angle parking within two cul-de-sacs, one off Swamp Lane and one off Watson Street with a pedestrian precinct in between, and with a new entrance to the Recreation Reserve constructed off Watson Street.

9.2.1 Anderson Street, Avenel (cont.)

Following receipt of Section 223 submissions, 3 options were developed for discussion at the information session:

Additional Comments Received are as follows:

- Proposal 2 is practical, 3 is not bad, forget No.1.
- Improvements totally unnecessary. If there are problems make Swamp Road the drop off.
- Do not reduce traffic flow in Anderson Street.
- Opposed to Proposal 1, suggest an unmanned Pedestrian Crossing. Not sure if concrete path is necessary, dirt probably adequate. Natural look preferred.
- Remove barrier kerb and railing from Option 2.
- No justification to close off street, unnecessary cost burden, traffic problems with redirection. Re-route heavy vehicles out of Avenel.
- Anderson Street remain open, prefer Option 2.
- Project Option 1, 2 or 3 acceptable provided drainage is rectified.
- Prefer money spent elsewhere on footpaths.
- Leave as is or improve drainage.
- 1, 2 & 3, none are needed. If there must be one proposal 2 is better – what about a zebra crossing.
- Prefer Proposal 2, suggest drainage culvert.
- Have never seen a mishap, don't want rate rise
- Strongly prefer proposal 3.

Officers Comments

The clear outcome of the Information Session was appreciation expressed by community members for the efforts of Councillors and staff on “sharing the proposals, and giving us the chance to have our say”.

Otherwise a wide range of opinion was apparent on aspects of the proposal.

Council will need to formerly consider the submissions received under the Section 223 process for Anderson Street together with the Information Session comments.

Alternative Options

The author and other officers providing advice in relation to this report have considered potential alternative courses of action. No other feasible alternatives have been identified.

Risk Management

The author considers that there are no significant Risk Management factors relating to the report and recommendation.

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan

9.2.1 Anderson Street, Avenel (cont.)

Best Value / National Competition Policy (NCP) / Competition and Consumer Act 2010 implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Competition and Consumer Act 2010 requirements.

Financial / Budgetary Implications

Funding for the Anderson Street proposal was allocated in the in the 2012/13 Council budget.

Economic Implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.”

Environmental / Amenity Implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Community Implications

The author of this report considers that the recommendation has no significant community or social implications for Council or the broader community

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal / Statutory Implications

The author of this report considers that the recommendation has no legal or statutory implications which require the consideration of Council

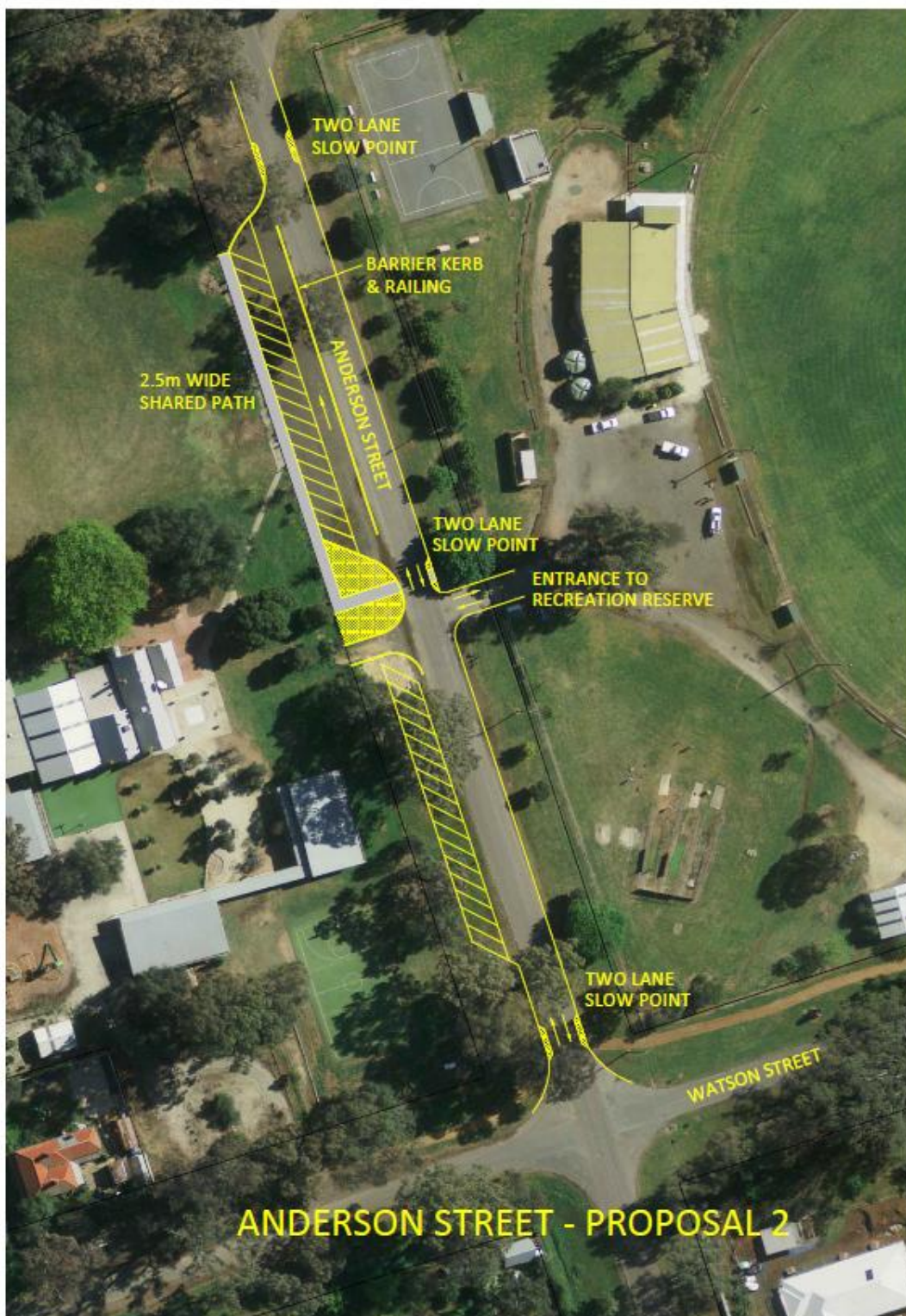
Consultation

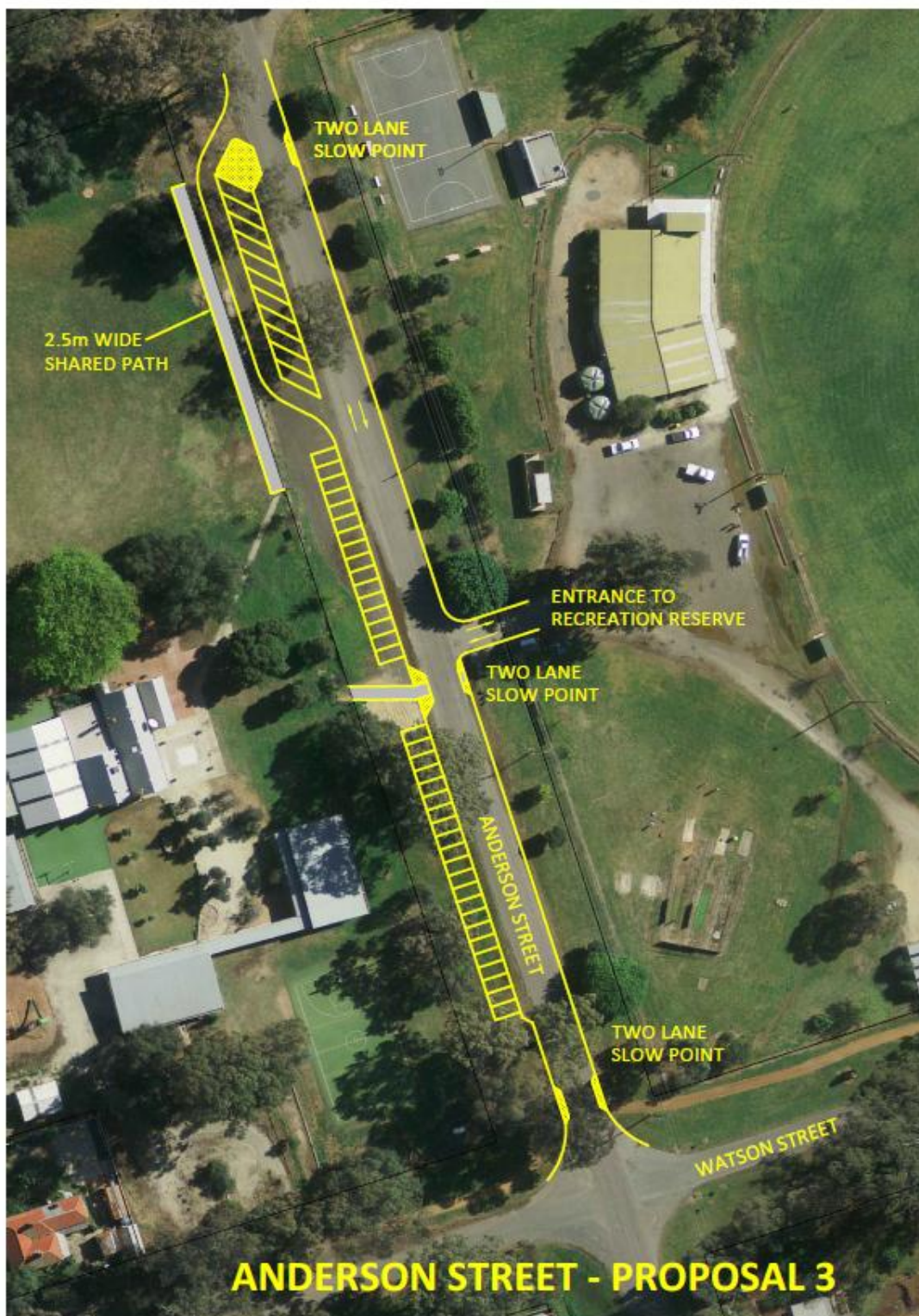
The author of this report considers that the Section 223 process of inviting submission to the proposal gave community members the opportunity to provide input and feedback to the proposal. The Community Information Session strengthened Council’s understanding of the issues identified.

Attachments

Proposals 1, 2 and 3.







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9.6 **TOURISM**

9.6.1 **Nagambie Waterways Recreational and Commercial Stakeholders Advisory Committee** **- Draft Minutes of the Meeting held on 21st February 2013**

Author & Department

Economic Growth Officer / Sustainable Development Directorate

File Reference

W20/0120/01 (09)

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

Summary

Attached are the draft Annual General Meeting minutes of the Nagambie Waterways and Commercial Stakeholders Advisory Committee held on 21st February 2013 for Council's endorsement.

RECOMMENDATION

That the draft Minutes of the Nagambie Waterways Recreational and Commercial Stakeholders Advisory Committee AGM held on 21st February 2013 be endorsed.

*53/13 **CRS PURBRICK/WEATHERALD** : That the Recommendation be adopted.*

CARRIED

Background

The Strathbogie Shire Council appointed a Special Committee to set policy and direction for the Nagambie Waterways Recreational and Commercial Users, to ensure that the activities on the Nagambie Waterways meet the objectives and the vision of Council as set out in the Council Plan.

Alternative options

The author and other officers providing advice in relation to this report have considered potential alternative courses of action. No feasible alternatives have been identified.

Risk Management

The author of this report considers that there are no significant Risk Management factors relating to the report and recommendation.

Strategic links - policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan as per 6.1.1.1. of the 2011 Council Plan.

Best Value/National Competition Policy (NCP)/Trade Practices Act (TPA) Implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Trade Practices Act requirements.

9.6.1 Nagambie Waterways Recreational and Commercial Stakeholders Advisory Committee
– Draft Minutes of the Meeting held on 21st February 2013 (cont.)

Financial/Budgetary implications

The author of this report considers that the recommendation has no capital or recurrent budget considerations.

Economic implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.

Environmental/Amenity implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Community implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Victorian Charter of Human Rights and Responsibilities Act 2006

The author considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal/Statutory implications

The author of this report considers that the recommendation has no legal or statutory implications which require the consideration of Council

Consultation

The author of this report consulted the community at the recent AGM – see attached copy of minutes.

Attachments

Draft Minutes of the Nagambie Waterways Recreational and Commercial Stakeholders Advisory Committee AGM held on 21st February 2013.

**MINUTES OF THE NAGAMBIE WATERWAYS RECREATIONAL AND COMMERCIAL
STAKEHOLDERS ADVISORY COMMITTEE MEETING
REGATTA CENTRE, LODDINGS LANE, NAGAMBIE
ON THURSDAY 21st February 2013 AT 6PM
ANNUAL GENERAL MEETING**

Present:	Cr. Debra Swan Cr. Alister Purbrick Phil Howard Libby Webster Wally Cubbin Craig Stewart Henry Moss Tony Hammond Robert Kean Mick Mitchell Ron Loccisano Kimm Kennedy Beth Walter Katherine & Peter Lacey Brett Tanian Jeff Harrison	Mayor - Strathbogie Shire Council Ward Councillor - Strathbogie Shire Councillor Acting Chief Executive Officer Strathbogie Shire Council (Secretary) Nagambie Angling Club Commercial Operators Nagambie Rowing Club Nagambie Riparians Groups Nagambie Riparians Groups Nagambie Sailing Club Developer Group Nagambie Action Group Nagambie Action Group Nagambie Lakes Leisure Park Victorian Water Police Goulburn Murray Water
Guests:	Steven Hicks Emma Kubeil Purdey Wikman Steve Cooper	Manager Statutory Support Manager Economic Growth Manager Communications Representing Sharman Stone MP

Annual General Meeting

- 1. Welcome**
Interim Chair – Cr Deb Swan welcomed everyone to the meeting and introduced the guests.
- 2. Apologies**

Steve Crawcour	Chief Executive Officer - SSC
Tony Spiteri	Nagambie Waterski Club
Graeme Callaghan	Nagambie Police
Pat McNamara	Nagambie Rowing Club
Nick Gall	Rowing Victoria
Ian Matheson	Goulburn Valley Water
- 3. Minutes of previous meeting**
Minutes of the previous AGM were tabled, moved by Craig Stewart and seconded by Ron Loccisano; all agreed they were an accurate reflection of the 2011 Annual General Meeting.

4. Election of Chairperson / Deputy Chairperson

Phil Howard – Acting CEO Strathbogie Shire Council called for nominations for Chair and Deputy Chair of the committee.

Cr Purbrick refused the nomination for his election to Chair by Ron Loccisano and noted he would participate as a member of the committee.

Cr. Purbrick nominated Ron Loccisano for Chair, which he accepted and was elected unopposed.

Robert Kean was nominated for Deputy Chair by Beth Walter, which he accepted and was elected unopposed.

Phil Howard asked that the various groups represented on the committee nominated their individual representatives for the committee and inform the committee's secretary.

Meeting closed 6.20 p.m.

GENERAL BUSINESS

1. Report on Boating Compliance – Steven Hicks

Steven outlined the draft report on Boating safety Compliance to be submitted to Council at the March 2013 meeting regarding boating compliance, boating safety contract, upgrade of waterways signage, management of events, review of waterways rules on Lake Nagambie and the Goulburn River.

Further discussion was had on

- the impetus for the proposal for the 10kn zone and why it wasn't brought to this committee first for consideration.
- Reporting incidents
- Compliance issues
- Jetski concerns

2. Other Business

- Jeff Harrison requested that emails re concerns about boating safety be addressed to this committee, not to GMW CEO.
- Cr Swan reported that there had been a number queries as to the addition of fluoride to the Nagambie town water. The Strathbogie Shire Communications Manager to follow up.
- Jeff Harrison reported that advertisements for committee members to the On Water Implementation committee that GMW is convening will be placed in the next few weeks. He encouraged members from this committee to join. The secretary will circulate the ad to the members when available.
- The Secretary reported on the many events on in Nagambie over the next few weeks. Great economic boost for the town.

Meeting closed 7.20 pm

Next meeting 11th April 2013

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9.7 ORGANISATION

9.7.1 Nagambie Town Centre Concept Plan

Author & Department

Manager Economic Growth / Sustainable Development Directorate

File Reference

F30/0070/15(01)

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989

Summary

A draft concept plan for works to improve and reposition Nagambie's town centre as a post-bypass destination was placed on public exhibition in October and November 2012. Following consideration of community submissions by a Project Steering Committee, minor amendments have been made to the concept plan, whilst some feedback was more relevant to the detailed design process which is yet to occur.

The purpose of this report is for Council to consider adoption of the draft Nagambie Town Centre Proposal (refer attachment A).

It should be noted that the plans are at concept stage only and that Council is not being asked to consider fine detail such as the location of specific car parking spaces or the likely functionality of the road layout. Detailed engineering and landscape design will occur after concept plans have been adopted by Council.

RECOMMENDATION

That Council

- 1. Adopt the Nagambie Town Centre Proposal (Concept Plan as at February 2013) as the basis for further detailed engineering and landscape design.**
- 2. Refer relevant comments and suggestions received during the community consultation process, as noted in the 'Summary of Community Submissions', to the detailed design process.**

54/13 CRS LITTLE/WEATHERALD : That the Recommendation be adopted.

CARRIED

9.7.1 Nagambie Town Centre Concept Plan (cont.)

Background

Council has received a State Government grant from Regional Development Victoria (RDV) to undertake concept and detailed design planning for improvements to the Nagambie town centre / main street precinct. The rationale of the funding and of Council's efforts to improve Nagambie's town centre is to help position Nagambie as a destination of choice, so that the community and local economy are not negatively impacted by the opening of the Nagambie bypass and consequent loss of through traffic.

The project has been overseen by a Steering Committee comprising representatives of Council, Nagambie Action Group and Nagambie Lakes Tourism and Commerce.

The 2008 'Nagambie Growth Management Strategy' outlined two options for a post-bypass main street. The major difference between the options were one that retained the basic road layout and Jacobsons Outlook in its current form, whilst the other provided for the extension of Jacobsons Outlook by redirecting the north bound section of the highway to the east. The community's preferred concept in 2008 was the option which provided for the extension of Jacobsons Outlook.

Following a review of the preferred 2008 concept by the Project Steering Committee last September, an updated concept plan was prepared for community comment (refer Attachment B). The plan was placed on public exhibition and community consultation conducted in October and November 2012.

As part of the consultation process, some 800 A3 size copies of the concept plan were made available at prominent locations for community members to collect. All 800 copies were taken indicating a high level of awareness and interest in the project.

An open house / drop-in session was conducted at the Nagambie Visitor Information Centre on Saturday 3 November to coincide with a community market. The session was well attended and provided community members with an opportunity to discuss the proposal with the designer (Aspect Studios) and Council representatives.

Forty-three written submissions were received and were considered by the Steering Committee. A Summary of Community Submissions including a recommendation from the Steering Committee to Council in relation to each issue raised is attached to this report (refer Attachment C).

Assuming Council adopts the concept plan with or without further amendment, the concept plan will be used as the basis for detailed engineering design, landscape planning design and project costing. The detailed design plans and cost estimates can then form the basis of grant applications for State and Federal funding for construction.

9.7.1 Nagambie Town Centre Concept Plan (cont.)

Alternative Options

The proposed concept plan has emerged from options first presented in the 'Nagambie Growth Management Strategy', and has more recently been refined by the Project Steering Committee following community consultation in October and November 2012. Thus, a range of alternate options for various elements of the streetscape have been considered throughout the process to arrive at the proposal now being presented to Council.

Risk Management

The author of this report considers that there are no significant Risk Management factors relating to the report and recommendation

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan. In particular, the proposed concept builds directly on previous strategic work undertaken by Council and the community in the 'Nagambie Growth Management Strategy'.

Best Value / National Competition Policy (NCP / Competition and Consumer Act 2010 (CCA) implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Trade Practices Act requirements

Financial / Budgetary Implications

Adoption of this concept plan would mean that the project would move into the detailed design stage. Funding for the detailed design stage is included within the RDV grant and Council current budget.

Economic Implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.

Environmental / Amenity Implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Community Implications

The author of this report considers that the recommendation has no significant community or social implications for Council or the broader community.

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal / Statutory Implications

The author of this report considers that the recommendation has no legal or statutory implications which require the consideration of Council.

9.7.1 Nagambie Town Centre Concept Plan (cont.)

Consultation

An extensive community consultation process which resulted in the receipt and consideration of forty-three submissions is detailed in the 'Background' section of this report.

It should also be noted that this project has its origins in the 2008 'Nagambie Growth Management Strategy' process, in which the community considered two main street options and indicated its preference for the one which has been used as the basis of this most recent concept.

Attachments

- A. Nagambie Town Centre Proposal (as at February 2013)
- B. Draft Nagambie Town Centre Concept Proposal for Community Comment
- C. Summary of Community Submissions (including Steering Committee Recommendations)

ATTACHMENT C

After The Bypass – Positioning Nagambie as a Destination of Choice

NAGAMBIE TOWN CENTRE PROPOSAL – SUMMARY OF COMMUNITY SUBMISSIONS

- Nagambie population: 1,548 (2011 ABS Census, 'Nagambie State Suburb')
- Draft Concept Plans taken by residents: 800 (approx.)
- Submissions received: 47

Issue / Suggestion	No. of submissions containing this comment / suggestion	Steering Committee Comments in Response to Issue / Suggestion	Steering Committee's Recommendations to Council
War Memorial should not be moved.	21	RSL supports relocation of War Memorial.	War memorial should be moved further back (north) within existing centre median strip (rather than into Jacobsons Outlook as originally proposed).
Need double lanes heading both north and south / do not narrow roads.	11	Double lanes will not be needed once the freeway bypass opens as the decline in traffic volume including trucks through Nagambie will be significant.	No change to Concept Plan.
Spread points of interest across Jacobson's Outlook and provide notice board. Include more monuments in Jacobson's Outlook. Provide interactive water art. Provide more tables and BBQs.	9	Detailed planning for Jacobson's Outlook will occur at detailed design stage.	No change to Concept Plan.
RV dump point may be better located at Council depot with signage or at Nagambie Leisure Park. Or use existing sewerage infrastructure.	8	Idea of locating this in main street is to encourage RVs to stop in the main street, visit local shops etc.	No change to Concept Plan.
Nagambie town centre should not be changed in any way at all. Money for this project could be used on other things.	7	The project has arisen from and is based on previous community consultation processes in Nagambie.	No change to Concept Plan.
Roundabouts are not needed in the main street.	7	Roundabouts are proposed as both a traffic management tool and a town entrance feature. Will be subject to detailed design and Vicroads approval.	No change to Concept Plan.
Support introduction of angle parking in main street.	6	Draft Concept Plan includes angle parking.	No change to Concept Plan.
Fix current footpaths and make sure all streets have footpaths.	6	Draft Concept Plan proposed improvements / widening of footpaths in the main street.	No change to Concept Plan.
Main street should not be realigned and Jacobson's Outlook should not be extended.	6	Realignment of main street allows for expansion of Jacobson's Outlook, which was a key outcome of previous community consultation processes.	No change to Concept Plan.

Parking should remain parallel not angle.	6	Angle parking allows for additional spaces.	No change to Concept Plan.
Town would look better as a tourist destination if buildings were refreshed / painted.	5	Outside the scope of this project.	No change to Concept Plan.
Agree with the extension of Jacobson's Outlook.	5	Submission supports expansion of Jacobson's Outlook.	No change to Concept Plan.
Plant trees with colour at town entrances.	4	Detailed landscape planning will occur at the next stage.	No change to Concept Plan.
There is no access for caravans/RVs travelling from the north.	4	Access from the north is intended. Concept Plan requires slight amendment to reflect this.	Amend Concept Plan to show more workable access from north to caravan/RV area.
Need more pedestrian crossings.	4	The Concept Plan already includes five pedestrian crossings .	No change to Concept Plan.
Truck parking is required for deliveries.	3	Subject to detailed design.	No change to Concept Plan.
Rebuild the toilet block.	3	It is agreed that the toilet block does require some maintenance work.	Insert a note on the Concept Plan about upgrade to the public toilets.
Disagree with a car park area for RVs etc in the main street.	3	This is important to encourage RV motorists to stop in the centre of town then visit local shops etc.	No change to Concept Plan.
Disagree with the widening of footpaths given poor state of current spaces provided for café tables etc	3	Footpath widening is to support local businesses by facilitating more outdoor dining, encouraging passing motorists to stop in the town centre.	No change to Concept Plan.
Cut down the Significance tree and widen road.	3	The Significant tree is protected under the Planning Scheme and cannot be removed.	No change to Concept Plan.
Improve parking near lake for RVs, caravans, campers etc.	3	Median strip closer to shops is preferred location for RVs to encourage visitation to local shops. The Concept Plan provides for a significant overall increase in car parking.	No change to Concept Plan.
Move buoys back in the lake and allow pprox. e boats back into the area. Remove bouys out of rowing season.	3	Not within the scope of this project.	No change to Concept Plan.
Black Caviar monument should be located in centre median strip / plantation.	2	The Black Caviar monument will be an important drawcard and should be located at Jacobson's Outlook to add to the attraction of this expanded parkland area.	No change to Concept Plan.
Street tree planting better than shrubs so as not to obscure businesses.	2	Agree. Concept Plan provides for street trees.	No change to Concept Plan.
Need to provide pedestrian crossing to toilets.	2	Agree. Crossing is included in Concept Plan.	No change to Concept Plan.
Improve street lighting.	2	Will be considered at detailed design stage.	No change to Concept Plan.
Ensure buses and heavy vehicles can safely navigate roundabouts, turning etc.	2	Subject to detailed design and Vicroads advice.	No change to Concept Plan.

Development of proposal would be detrimental to small business.	2	Basis of the project is to encourage destination tourism and support small business.	No change to Concept Plan.
Call town 'Nagambie Village'.	2	Not within the scope of this project.	No change to Concept Plan.
Concerns regarding what will happen with a one lane road in the case of an emergency.	2	Many non-bypassed towns have a main street highway with a single lane in each direction. If Freeway traffic is diverted through Nagambie, the road will accommodate traffic volumes.	No change to Concept Plan.
Width of footpaths should accommodate restaurant tables	2	Concept Plans provide for this.	No change to Concept Plan.
Create shade closer to the lake's edge.	2	Potential problem of blocking views of lake from High St. and eastern part of Jacobson's Outlook. Refer to detailed design.	No change to Concept Plan.
Support the proposed location of Black Caviar monument.	1	Submission supports the proposal.	No change to Concept Plan.
Temporarily block existing roads for markets, community events etc.	1	Expansion of Jacobson's Outlook will provide for markets, community events etc.	No change to Concept Plan.
Provide car parking outside Curious Antiques.	1	More car parks could be provided closer to Vine Street corner and on side streets east of High Street.	Insert parking closer to corner of Vine Street and pprox. e parallel spaces on streets on eastern side of High Street.
Consider tie-up options for boats etc along boardwalk and provision of public jetty.	1	Not within scope of this project.	No change to Concept Plan.
Include car parking in service land median strip on approach to southern roundabout.	1	Agree that car parking should be provided here. Parallel parking preferred, subject to detailed design.	Insert parallel parking on the east side of north bound service lane, approaching southern roundabout.
Bus parking too far away from toilets.	1	Bus parking is a short walk from public toilets.	No change to Concept Plan.
Ensure sufficient seating and disabled parking.	1	Agree. Will occur at detailed design stage.	No change to Concept Plan.
Should be able to make right hand turns out of side streets on eastern side of main street.	1	Only Marie Street does not allow for right hand turns.	Square-off access through median strip adjacent to Prentice Street.
Service road to the south should be extended.	1	Outside the scope of this project.	No change to Concept Plan.
Railway station needs a makeover.	1	Outside the scope of this project.	No change to Concept Plan.
Keep gum tree opposite to war memorial.	1	It is not proposed to remove this tree.	No change to Concept Plan.
Grassed area in Buckley park requires a staged space.	1	Outside the scope of this project.	No change to Concept Plan.

No provision for playground/skate park for young families.	1	Playground facilities should be included at Jacobsons outlook. Skate park more appropriate at Recreation Reserve.	Include playground at Jacobsons Outlook.
Provide solar panels on the RSL	1	Outside the scope of this project.	No change to Concept Plan.
No need for bike lanes.	1	Concept Plan includes bike lanes and this is considered important. Will be subject to detailed design and Vicroads advice.	No change to Concept Plan.
Provision should be made for bus stops for school children and v/line passengers.	1	V/line and school bus stop should be located with bus and RV parking (between Prentice and Vine streets).	Change notation on Concept Plans to "Bus & RV Parking and v/line & school bus stop".
Create parking between the newsagency and chemist.	1	Concept Plan includes parking between newsagency and chemist.	No change to Concept Plan.
Seed all bare patches of lawn around town.	1	Outside the scope of this project.	No change to Concept Plan.
Extend timber board walk to full length around lake.	1	Outside the scope of this project.	No change to Concept Plan.
Provide public art in open spaces instead of Black Caviar.	1	Public art is likely to be featured, subject to detailed planning. Black Caviar monument is considered worthwhile.	No change to Concept Plan.
Need a dog park.	1	Outside the scope of this project.	No change to Concept Plan.
Relocate all power lines underground.	1	Subject to detailed design and agency requirements.	No change to Concept Plan.
Provide more parkland for the community markets.	1	Extension of Jacobson's Outlook will provide for this.	No change to Concept Plan.
Proposed location of war memorial is better than current.	1	Submission supports relocation of war memorial to Jacobsons Outlook.	War memorial should be moved further back (north) within existing centre median strip
Provide flower beds at both ends of town.	1	Subject to detailed landscape planning at later stage.	No change to Concept Plan.
Need to discuss project with Goulburn Valley Water.	1	Appropriate consultation will be undertaken with Goulburn Valley Water and all other relevant authorities.	No change to Concept Plan.
Need better shops and new supermarket.	1	Outside the scope of this project.	No change to Concept Plan.
There is no provision for a clock.	1	The clock at the war memorial will be retained within the relocated war memorial.	No change to Concept Plan.
Remove concrete slabs at corner of Vale, Vine, Prentice and Goulbourn.	1	Agree in principle. Subject to detailed design.	No change to Concept Plan.
Incorporate an observation tower into the water tower with 360 views.	1	Still a working water tower but future options could be considered at detailed design stage.	No change to Concept Plan.

Provide dedicated areas for bike racks.	1	Agree. Will be referred to detailed design stage.	No change to Concept Plan.
Provide access to supermarkets from High street.	1	This is already the case.	No change to Concept Plan.
There is no access for market stall traders to unload goods.	1	This can be addressed as a traffic management issue.	No change to Concept Plan.
The Concept Plan should include more environmentally sustainable design features.	1	Sustainable design elements are more relevant to the detailed design stage.	No change to Concept Plan.
Provide more accessible swimming points around the lake.	1	Outside the scope of this project.	No change to Concept Plan.
Not enough car, caravan and RV parking has been provided.	1	Car parking is proposed to increase from approx.. 151 currently to approx.. 300 under the Concept Plan. New caravan and RV parking proposed in centre median strip.	No change to Concept Plan.

9.7.2 Boating Safety Operations Compliance

Author & Department

Manager Statutory Support / Sustainable Development Directorate

File Reference

W20/0180/01

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the *Local Government Act 1989*.

Summary

Council has undertaken a review of Boating Safety Operations Compliance in the first season of contract operations.

The purpose of the review is to assess and investigate further opportunities for Boating Safety to improve service delivery, facilitate sustainable waterway management and address Council's obligations and reporting as Waterway Manager under the *Marine Safety Act 2010*.

The extent of Council's obligations as Waterway Manager under the *Marine Safety Act 2010* is for the waterways including Lake Nagambie, Goulburn Weir and part Goulburn River.

The review process has been in consultation with Transport Safety Victoria and Victoria Police.

RECOMMENDATION

That Council endorse ongoing initiatives, including;

- 1. Review of service levels and effective resourcing at peak periods.**
- 2. Review of waterway event role for boating safety officers.**
- 3. Seek cooperation with compliance/enforcement agencies to effectively coordinate available resources and activity.**
- 4. Review waterway rules to seek clarity and equity for all waterway users.**
- 5. Seek and promote a broader discussion on the subject of PWC's (Jet Ski's) and universal issues of operator non-compliance with boating rules.**

55/13 CRS WEATHERALD/STORER : That the Recommendation be adopted.

CARRIED

9.7.2 Boating Safety Operations Compliance (cont.)

Introduction of Boating Safety contract

The introduction of the Boating Safety contract was an outcome of a review of Waterway Management and Boating Safety.

The purpose of the review was to investigate opportunities for Boating Safety to improve service delivery, facilitate sustainable waterway management and address Council's obligations and reporting as Waterway Manager under the *Marine Act* (now superseded by the *Marine Safety Act 2010*) through acquired skill sets and resource capacity.

The above review supported and informed Council Plan actions;

- 6.1.1.2 Assist G-MW to develop On Land and On Water Strategy for Lake Nagambie and Goulburn River
- 6.1.1.5 Conduct an Economic Benefit Analysis of past and future use of waterways around Lake Nagambie and Goulburn River/Weir

As part of the review Strathbogie Shire Council invited tenders from suitably qualified and experienced contractors to undertake boating safety operations as per Council's obligations as Waterway Manager under the *Marine Safety Act 2010* for the waterways including Lake Nagambie, Goulburn Weir and part Goulburn River.

The contract process included the supply of a suitable vessel which complies with legislative requirements.

Legislative change and introduction

The Marine Safety Act 2010 came into effect on July 2012. Prior to the boating and event season commencing in October 2012, TSV conducted a Waterway Management - Boating Activity Exemptions & Exclusion Zones Workshop held at the Regatta Centre, involving Waterway Managers, Goulburn-Murray Water, Gannawarra Shire Council and Strathbogie Shire Council.

Participants at the workshop included Council's events officer, who has taken on the role of assessing waterway event applications in consultation with Council's risk officer.

Compliance with Act

The current patrol boat was required to be registered commercially and comply in survey. The boat has been surveyed and the necessary modifications made to achieve compliance.

As another component of legislative change, the senior officers undertaking compliance activity have been accredited as coxswains after completing the 3 day training and assessment.

Authorisation of Officers

Previous authorisations under the Marine Act effectively ceased and the authorisation of our officers as Transport Safety Officers is required as part of the legislative change. Council has been working with Transport Safety Victoria prior to the 2012/2013 boating/waterway event season and the necessary training requirement of the authorisation was to have been conducted prior to Christmas 2012. TSV have now advised that this process will now occur in mid to late March.

9.7.2 Boating Safety Operations Compliance (cont.)

The training is proposed to be a combination of Southern Rural Water contractors and Council contracted officers to maximise available training resources.

Goulburn-Murray Water

Through an agreement with Goulburn-Murray Water, Council undertakes boating safety for the waterway.

Strathbogie Shire Council are the Appointed Waterway Manager for the waters described as *The Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie*

Goulburn-Murray Water are the Appointed Waterway Manager for the following;

- *Lake Banimboola (Dartmouth*
- *Pondage)*
- *Lake Buffalo*
- *Cairn Curran Reservoir*
- *Lake Dartmouth*
- *Lake Eildon and Eildon Pondage*
- *Lake Eppalock*
- *Greens Lake (near Corop)*
- *Lake Hume*
- *Laanecoorie Reservoir*
- *Loch Garry*
- *Middle and Reedy Lakes*
- *Lake Nillahcootie*
- *Waranga Basin*
- *Lake William Hovell*

Safety Director, Transport Safety is the Appointed Waterway Manager in our region for the following;

- *Goulburn River upstream of the Goulburn Weir to the Eildon Pondage.*
- *Broken River within the boundaries of Benalla Rural City including Lake Benalla.*

In previous discussions with G-MW officers, and at the time of the Waterway Management - Boating Activity Exemptions & Exclusion Zones Workshop, G-MW did not have any officers authorized to undertake enforcement on their waterways. This appears still to be the case. It is assumed that this would then fall to Victoria Police resources to enforce boating rules and general behavior on water.

Council's Contract Boating Safety Service

Council, in all facets of activity primarily seeks compliance through education and issue resolution without the need to resort to punitive measures. This arrangement works well for the majority of users of the waterway. In some cases it is necessary to be able to effectively prosecute uncooperative offenders. An apparent shortfall in TSV resourcing for the introduction of new arrangements under the *Marine Safety Act 2010* has meant that our officers, along with other waterway managers, have not had the ability to enforce waterway and general boating rules. Despite this, officers have provided a presence on water and sought to resolve breaches in rules through verbal advice and warnings.

9.7.2 Boating Safety Operations Compliance (cont.)**Comparison of activity to date with previous season**

Activity	2011/2012	2012/2013
Patrol Days	56 (officers at site)	26 (reporting to date)
% days event set up	7% (4)	Nil
% days did not deploy	12% (7)	Nil
% days low activity	77% (43)	77% (20)
% days med+ activity	23%(13)	23% (6)
VicPol days	12 (BSO reported)	5 (VicPol Benalla) 4 (VicPol Melb)
TSV days	None reported	1 (nil infringements)
Compliance	2011/2012	2012/2013
BSO infringements	43	26 warnings
VicPol infringements	To be confirmed	44 (VicPol reported)
% PWC's	84% (36)	55% (24) (VicPol)
% Speed related	49% (21)	59% (26)

Transport Safety Victoria Officers Activity

It has been reported that Transport Safety Officers have attended the waterway on one occasion. The main activity conducted by officers included;

- Schools/rowing clubs rowing safety/coaching boats not wearing or correctly securing their PFD's.
- Conversation with hire boat operator and supply of educational materials.
- Observation of one Jet Ski not complying with rules was spoken to by Council's officers. TSO's were unable to get registration details as the registration numbers were obscured.
- No infringements issued.

Victoria Police Activity

Prior to the season commencing conversations with Victoria Police provided that the water police division has experienced significant budget cuts and that attendance at Nagambie was not guaranteed.

Victoria Police, Benalla, has confirmed that they have attended the waterway on 5 occasions and issued 44 infringements. It has been reported that the majority of the non-compliance issues have been around the activity of PWC operators and speeding.

No offences relating to alcohol and over the legal limit of 0.05 have been detected.

It must be noted that officer's available time is spread over several other major waterways in the north east region, including but not limited to, Lake Eildon, Lake Hume and Waranga Basin.

9.7.2 Boating Safety Operations Compliance (cont.)

Council's on-water contractor has spoken to members of Melbourne's water police this season, who confirmed this was their first visit to the region in 18 months. Benalla believe Melbourne officers have attended at their request on 3 other occasions.

Signage and Buoyage

Council, through its on water maintenance contract has, over this boating season, carried out signage and buoyage works to meet the requirements of the *Marine Safety Victoria – Waterway Audit Report, April 2009*. This report seeks compliance with the signage and buoyage as set out in Schedule 91 Waters – The Goulburn River from Hughes Creek to Goulburn Weir including Lake Nagambie.

Whilst undertaking the works Council has sought to rationalise the signage on the waterway by the following;

- Upgrading signage to larger formats to provide greater visibility.
- Prioritising signs at critical rule change points.
- Relocating signs off natural features onto poles.
- The removal of signage not in schedule and or intermediate signs to de-clutter the waterway.
- Confirming that sign locations correspond with scheduled locations.
- Establishing GPS points at scheduled locations and generating asset mapping for inclusion in Council's mapping systems.

Signage and buoyage installation and maintenance is now carried out by accredited contractors through the introduction of the on-water contract. This work had generally been previously carried out by boating safety officers. Officers are now able to report maintenance or works for action using GPS coordinates to the relevant resource.

The contractor, while undertaking the works has received positive feedback from members of the public, Benalla and Melbourne water police.

Vessel Operating and Zoning Rules

It has been indicated in conversations with officers of Maritime Safety, Transport Safety Victoria, that Strathbogie's Vessel Operating and Zoning Rules are unnecessarily lengthy and confusing.

The *Marine Safety Victoria – Waterway Audit Report, April 2009*, states as a *medium priority* that the *schedule requires clarification/rewording*.

The auditor's notes include the following;

- *Remove reference to adjoining zones in schedule descriptions. Use GPS points or geographical features and or distances instead.*
- *When using distances or specific geographical points and/or GPS Points, the use of the words, "approximately", "vicinity" or "near" should be avoided.*
- *Asset descriptions should be (where possible) be of an accurate nature rather than generic descriptions (ie. Signs, Buoys, Markers and Poles).*

9.7.2 Boating Safety Operations Compliance (cont.)

- *The use of maps and registered plans in the schedule should be considered to improve zone identification and public understanding of the rules.*
- *For enforcement and safety issues all steps should be taken to ensure assets and schedule descriptions match.*

The recent work in upgrading infrastructure, correctly locating and identifying GPS data and the ongoing creation of digital mapping provides the basis for much of the required changes.

Ongoing initiatives

- Review of service levels and effective resourcing at peak periods.
- Review of waterway event role for boating safety officers.
- Seek cooperation with compliance/enforcement agencies to effectively coordinate available resources and activity.
- Review waterway rules to seek clarity and equity for all waterway users.
- Seek and promote a broader discussion on the subject of PWC's (Jet Ski's) and universal issues of operator non-compliance with boating rules.

Alternative Options

The author and other officers providing advice in relation to this report have considered potential alternative courses of action. No feasible alternatives have been identified.

Risk Management

All operations are undertaken in accordance with the relevant legislation and OHS requirements.

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan.

Best Value / National Competition Policy (NCP / Trade Practices Act (TPA) implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Trade Practices Act requirements.

Financial / Budgetary Implications

The contracted annual amount is less than the amount included in the 2012/2013 Budget for staffing provision of equivalent services, i.e. annual cost savings.

Economic Implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.

Environmental / Amenity Implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Community Implications

The author of this report considers that the recommendation has no significant community or social implications for Council or the broader community.

9.7.2 Boating Safety Operations Compliance (cont.)

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and *Responsibilities Act 2006*.

Legal / Statutory Implications

The recommendations are consistent with Council's responsibilities under the relevant legislation.

Consultation

Consultation is via general feedback from water users and VicPol. Officers briefed the Nagambie Waterways Recreational and Commercial Stakeholders Advisory Committee on updates to boating safety at their Annual General Meeting held on 21 February 2013.

Attachments

N/A

9.7.3 Review of Instrument of Delegation to Chief Executive Officer (S5)

Author & Department

Governance Officer / Corporate and Community Services Directorate

File Reference

C70/0040/02

Disclosure of Conflicts of Interest in relation to advice provided in this report

Officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

Summary

The current Instrument of Delegation to the Chief Executive Officer was signed and sealed by Council on the 17 April 2012. It is recommended that Council updates its Instrument of Delegation to the Chief Executive Officer, so as to ensure the certainty of the delegations in place and reduce the risk of a successful challenge being made to anything done by the Chief Executive Officer under delegation.

RECOMMENDATION

That, in the exercise of the powers conferred by section 98(1) of the *Local Government Act 1989*, and other legislation referred to in the Instrument of Delegation (S5), Strathbogie Shire Council resolves that: -

- 1. There be delegated to the member of Council staff holding, acting in or performing the position of Chief Executive Officer, the powers, duties and functions set out in the Instrument, subject to the conditions and limitations specified in that Instrument.**
- 2. The Instrument comes into force immediately the Common Seal of Council is affixed to the Instrument.**
- 3. On coming into force of the Instrument, all previous delegations to the Chief Executive Officer are revoked.**
- 4. The duties and functions set out in the Instrument of Delegation must be performed and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that it may have from time to time adopt.**
- 5. It is noted that the instrument includes a power of delegation to members of Council staff, in accordance with section 98(3) of the Act.**
- 6. Council agree to sign and seal the Instrument of Delegation to the Chief Executive Officer (S5) and affix the Common Seal to the Instrument.**

56/13 CRS LITTLE/WILLIAMS : That the Recommendation be adopted.

CARRIED

9.7.3 Review of Instrument of Delegation to Chief Executive Officer (S5) (cont.)

Background

The Commonwealth Parliament has amended the *Acts Interpretation Act 1901* (Cth) to include an express acknowledgement that a delegation of powers, functions or duties under an Act extends to a power, function or duty included in the Act that has *come into existence after* the delegation is made. This is to counter any suggestion that a delegation does not extend to a power, function or duty that comes into existence after the delegation is made, and so provide greater certainty for delegated powers, functions and duties.

The Victorian *Interpretation of Legislation Act 1984* does not currently contain this express acknowledgement. This leaves room to argue that powers, functions or duties delegated under Victorian Acts do not extend to powers, functions or duties that are not in existence at the time the delegation is made. That is, it is necessary to delegate those 'new' powers, functions or duties at a subsequent time. If this has not been done, there could be an issue as to the validity of acts done pursuant to the delegation.

As a result, it is prudent for Council to update their instruments of delegation on a regular basis, so as to ensure they incorporate all recent legislative developments. This includes the instrument of delegation to council's Chief Executive Officer, even though it is expressed in general terms.

Alternative Options

The author and other officers providing advice in relation to this report have considered potential alternative courses of action. No feasible alternatives have been identified.

Risk Management

The author of this report considers that there are no significant Risk Management factors relating to the report and recommendation.

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan

Best Value / National Competition Policy (NCP / Trade Practices Act (TPA) implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Trade Practices Act requirements.

Financial / Budgetary Implications

The author of this report considers that the recommendation has no capital or recurrent budget considerations.

Economic Implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.

Environmental / Amenity Implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

9.7.3 Review of Instrument of Delegation to Chief Executive Officer (S5) (cont.)

Community Implications

The author of this report considers that the recommendation has no significant community or social implications for Council or the broader community.

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal / Statutory Implications

The author of this report considers that the recommendation has no legal or statutory implications which require the consideration of Council.

Consultation

The author of this report considers that the matter under consideration did not warrant a community consultation process.

Attachments

Instrument of Delegation to the Chief Executive Officer (S5)



Maddocks Delegations and Authorisations

S5. Instrument of Delegation to Chief Executive Officer

Strathbogie Shire Council

Instrument of Delegation

to

The Chief Executive Officer



SCHEDULE

The power to

1. determine any issue;
2. take any action; or
3. do any act or thing

arising out of or connected with any duty imposed, or function or power conferred on Council by or under any Act.

Conditions and Limitations

The delegate must not determine the issue, take the action or do the act or thing

4. if the issue, action, act or thing is an issue, action, act or thing which involves
 - 4.1 awarding a contract exceeding the value of \$150,000 for goods and services or \$200,000 for carrying out works;
 - 4.2 making a local law under Part 5 of the Act;
 - 4.3 approval of the Council Plan under s. 125 of the Act;
 - 4.4 adoption of the Strategic Resource Plan under s. 126 of the Act;
 - 4.5 preparation or adoption of the Budget or a Revised Budget under Part 6 of the Act;
 - 4.6 adoption of the Auditor's report, Annual Financial Statements, Standard Statements and Performance Statement under Part 6 of the Act;
 - 4.7 noting Declarations of Impartiality by Valuers pursuant to section 13DH(2) of the Valuation of Land Act 1960;
 - 4.8 determining pursuant to s.37 of the Act that an extraordinary vacancy on Council not be filled;
 - 4.9 exempting a member of a special committee who is not a Councillor from submitting a return under s.81 of the Act;
 - 4.10 appointment of councillor or community delegates or representatives to external organisations; or
 - 4.11 the return of the general valuation and any supplementary valuations;
5. if the issue, action, act or thing is an issue, action or thing which Council has previously designated as an issue, action, act or thing which must be the subject of a Resolution of Council;
6. if the determining of the issue, taking of the action or doing of the act or thing would or would be likely to involve a decision which is inconsistent with a
 - 6.1 policy; or

|||||
Maddocks

- 6.2 strategy
- ~~adopted~~ by Council; or
7. if the determining of the issue, the taking of the action or the doing of the act or thing cannot be the subject of a lawful delegation, whether on account of section 98(1)(a)-(f) (inclusive) of the Act or otherwise; or
8. ~~the~~ determining of the issue, the taking of the action or the doing of the act or thing is already the subject of an exclusive delegation to another member of Council staff.

9.7.4 Instrument of Delegation from the Waterway Manager to Members of Staff – Marine Safety Act 2010

Author & Department

Governance Officer / Corporate and Community Directorate

File Reference

C70/0040/02

Disclosure of Conflicts of Interest in relation to advice provided in this report

Officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

Summary

The recent changes to the Marine Act 1988 and the introduction of the Marine Safety Act 2010 have necessitated a review of the delegations that were previously included in the S6 delegations from Council to Members of Council Staff.

Council and the CEO are unable to appoint Authorised Officers under the changes to the Act, this must be carried out by the Director of Transport Safety. Therefore, Council delegates to the CEO the power to nominate Authorised Officers to Transport Safety Victoria for appointment under section 228T of the Transport (Compliance and Miscellaneous) Act 1983; to enable them to carry out their functions and duties.

A newly formed instrument of delegation, which sets out the provisions under the Marine Safety Act 2010 that are subject to delegation, are presented for adoption, signing and sealing by Council.

RECOMMENDATION

That, in the exercise of the powers conferred by section 98(1), 224 and 232 of the *Local Government Act 1989*, (the Act) and other legislation referred to in the Instrument of Delegation, Strathbogie Shire Council resolves that:-

- **There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the *Instrument of Delegation from the Waterway Manager to Members of Council Staff* the powers, duties and functions set out in the instrument, subject to the conditions and limitations specified in that Instrument.**
- **The instrument comes into force immediately the Common Seal of Council is affixed to the instrument.**
- **The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.**

9.7.4 Instrument of Delegation from the Waterway Manager to Members of Staff – Marine Safety Act 2010 (cont.)

RECOMMENDATION (CONT.)

- **Council agree to sign and seal Instrument of Delegation from the Waterway Manager to Members of Council Staff and affix the Common Seal to this Instrument.**

57/13 CRS WEATHERALD/PURBRICK : That the Recommendation be adopted.

CARRIED

Background

Council is a subscriber to Maddocks Lawyers Delegations and Authorisations service which prepares Instruments of Delegation to the Chief Executive Officer and other staff. In consultation with Transport Safety Victoria this instrument has been prepared to assist Council perform its duties and functions as a Waterway Manager over the Goulburn River and Lake Nagambie waters.

There are currently a number of provisions within the Marine Safety Act 2010 that cannot be sub-delegated by the CEO to members of Council Staff and these are listed in the Instrument of Delegation presented to Council for adoption. These delegations must be made direct from Council to the staff positions named.

This delegation, once approved by Council, will remain in force until further reviews are conducted.

Alternative Options

Officers providing advice in relation to this report have considered potential alternative courses of action. No feasible alternatives have been identified.

Risk Management

The author of this report considers that there are no significant Risk Management factors relating to the report and recommendation.”

Strategic Links – policy implications and relevance to Council Plan

The author of this report considers that the report is consistent with Council Policies, key strategic documents and the Council Plan.

Best Value / National Competition Policy (NCP / Trade Practices Act (TPA) implications

The author of this report considers that the report is consistent with Best Value, National Competition Policy and Trade Practices Act requirements.”

Financial / Budgetary Implications

The author of this report considers that the recommendation has no capital or recurrent budget considerations.

9.7.4 Instrument of Delegation from the Waterway Manager to Members of Staff – Marine Safety Act 2010 (cont.)

Economic Implications

The author of this report considers that the recommendation has no significant economic implications for Council or the broader community.

Environmental / Amenity Implications

The author of this report considers that the recommendation has no significant environmental or amenity implications for Council or the broader community.

Community Implications

The author of this report considers that the recommendation has no significant community or social implications for Council or the broader community.

Victorian Charter of Human Rights and Responsibilities Act 2006

The author of this report considers that the recommendation does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 2006.

Legal / Statutory Implications

The author of this report considers that the recommendation has no legal or statutory implications which require the consideration of Council.

Consultation

The author of this report considers that the matter under consideration did not warrant a community consultation process.

Attachments

Marine Safety Act Instrument of Delegation.

Maddocks Delegations and Authorisations

***Instrument of Delegation from the Waterway Manager
to Members of Staff***

**Strathbogie Shire Council
(as Waterway Manager for the Goulburn River from Hughes Creek
To Goulburn Weir including Lake Nagambie)**

Instrument of Delegation

To

Members of Council Staff

SCHEDULE



MARINE SAFETY ACT 2010			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s.193(1)	duty to notify the Safety Director of the intention to make a request under section 194	CEO	
s.193(3)(b)	function of receiving notice from the Safety Director	CEO	
s.193(5)	function of receiving advice from the Safety Director	CEO	
s.193(6)	function of receiving advice from the Safety Director	CEO	
s.193(7)	function of receiving advice from the Safety Director	CEO	
s.194	power to request that the Safety Director makes waterway rules in relation to waters under its control	CEO	
s.196(1)	duty to invite submissions and comments regarding proposed waterway rule	CEO	
s.196(2)	duty to publish notice and make copies available	CEO	
s.196(5)	duty to take into account every submission or comment received	CEO	
s.200	function of consulting with the Safety Director	CEO	
s.202	duty to comply with a standard determined under section 199	CEO	
s.203(3)	power to make a declaration that provides for the matters listed in (a)-(c)	CEO	
s.203(6)	duty to publish declaration	CEO	
s.204(1)	duty to give certain documents to the Safety Director	CEO	
s.204(4)	duty to comply with a direction of the Safety Director	CEO	

MARINE SAFETY ACT 2010			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s.208(2)	power to prohibit a person or class of person or vessel or class of vessel from entering or remaining in a specified part of waters	AO	for the purpose of giving effect to a declaration under section 203
s.209(1)	duty to give a draft of notice to the Safety Director	CEO	
s.209(4)	duty to comply with a direction of the Safety Director	CEO	
s.211(1)(a)	power to give directions to masters of vessels in relation to the navigation and movement of those vessels	AO	
s.211(1)(b)	power to publish notice in Gazette, prohibiting the navigation and movement of vessels and/or regulating the position and manner in which vessels may anchor	CEO	
s.212(1)	duty to give draft notice to the Safety Director	CEO	
s.212(4)	duty to comply with a direction of the Safety Director	CEO	
s.215(1)	function of determining that due to an emergency, persons must not enter or remain in a part of waters	AO	
s.215(2)	power to direct a person not to enter or remain in the waters	AO	
s.215(3)	duty to make a written copy of the direction and keep a copy for 6 years after the date of the direction	CEO	
s.216(1)(a)	function of managing vessel activities on the water	AO	
s.216(1)(b)	function of managing and allocating moorings and berths in water	AO	
s.216(1)(c)	function of providing appropriate signage as to water levels, hazards and applicable marine laws	AO	In accordance with any standards developed by the Safety Director
s.216(1)(d)	function of controlling the navigation and vessel movement in the water	AO	

MARINE SAFETY ACT 2010			
Column 1	Column 2	Column 3	Column 4
PROVISION	THING DELEGATED	DELEGATE	CONDITIONS AND LIMITATIONS
s.216(1)(e)	function of designating areas in which anchorage of vessels is permitted and not permitted	AO	
s.216(1)(f)	function of altering and dredging channels for navigation in water	AO	in accordance with any directions or determination of the Safety Director
s.216(1)(g)	function of removing or marking obstructions in the water	AO	
s.216(3)(a)	power to enter in contracts and agreements for the carrying out of Council's functions under the <i>Marine Safety Act 2010</i>	CEO	
s.216(3)(b)	power to enter into contracts or agency agreements with persons to assist in the carrying out of Council's functions under the <i>Marine Safety Act 2010</i>	CEO	
s.216(3)(c)	Power to charge fees for any service provided	CEO	must have regard to any relevant regulations made under section 311
s.216(3)(d)	power to do all things necessary to enable Council to carry out its functions under section 216 of the <i>Marine Safety Act 2010</i>	CEO	
s.220(5)	duty to ensure that a licensed harbour master is engaged	CEO	in respect of any part of waters in which the Safety Director has determined that a licensed harbour master is required to be engaged
s.221	duty to issue identity card to harbour master	CEO	if Council has engaged a harbour master
s.229(4)	power to authorise a person to act as an assistant harbour master	CEO	if a harbour master is engaged and the harbour master has been consulted and the Safety Director has given written approval
s.281	function of consulting with the Safety Director regarding development and review of Marine Enforcement Policy	CEO	

9.7.5 Contract No. 12/13-18
- Design and Construction of Bridge No's 34 & 35 on Walkers Road, Moglonemby

Author & Department

Manager, Projects and Works / Asset Services Directorate

File Reference

Contract No 12/13-18

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

BACKGROUND

Council has identified a number of bridges to either be replaced or major components replaced in its 2012-13 budget. Six bridges were identified as needing these capital works. The bulk budget for the six bridges is \$470,000.

Walkers Road bridge, Moglonemby (Bridge No. 34) is a timber bridge and it is planned to replace this bridge with a steel and concrete structure.

Walkers Road bridge, Moglonemby (Bridge No. 35) is a timber bridge and very similar in size and construction as bridge number 34. Bridge 35 is in better condition than number 34.

Both bridges were surveyed at the same time for economic reasons, and although bridge number 34 was the only one due for replacement, the market was tested to see what economies could be achieved by undertaking the two bridges together; hence tenders were invited for the design and construction of the two bridges.

Tenders were invited for the Design and Construction of bridge No's 34 and 35 on Walkers Road, Moglonemby.

Advertisements were placed in the following newspapers:

- Shepparton News
- Euroa Gazette
- Benalla Ensign
- Seymour Telegraph

Twenty requests for tender documentation were received.

Tenders closed at 4.00pm on Friday 1st March 2013 and were opened at 4.00pm on the same day by Peterson Asante, Manager Projects and Works and Hussain AL Rammahi, Contracts and Leases Officer.

Three companies submitted Tenders.

9.7.5 Contract No. 12/13-18
- Design and Construction of Bridge No's 34 & 35 on Walkers Road, Moglonemby
(cont.)

TENDER EVALUATION

Tenders were evaluated by a Panel consisting of Roy Hetherington, Director Asset Services; Peterson Asante, Manager Projects and Works; Phil Squires, Manager Engineering; John Owen, Project Engineer and Hussain AL Rammahi, Contracts Officer.

Tenders were evaluated in general accordance with the criteria set out below. The evaluation criteria were stated in the Tender documentation. The criteria are listed in order of importance but are not necessarily exhaustive:-

1. Lowest conforming bid
2. Compliance with Specification
3. Quality Systems
4. Track Record
5. Availability of appropriate skills and resources
6. Financial capability

The principle that underlies the awarding of all Council contracts is that, following consideration and evaluation of all tenders, the contract will be awarded on the basis of the best value for money, the most benefit to the community and the greatest advantage to Council.

Tenderer 1 –

This Company has very good experience in this field.

Tenderer 2 –

This Tender has good experience in this field. It is the lowest price.

Tenderer 3 –

This Tender has good experience in this field.

CONCLUSION

Based on the evaluation ratings applied, it is considered that:

- the tender received from Focus Engineering and Construction Pty Ltd for the Design and Construction of bridge No. 34 on Walkers Road, Moglonemby, for the amount of \$113,950.00 excluding GST offers the best value to Council.
- No economies were achieved by advertising for the two bridges to be designed and constructed. The tenders were not low enough in value to allow two bridges to be designed and constructed. The budget allows only for Bridge No. 34 to be constructed.

9.7.5 Contract No. 12/13-18
- Design and Construction of Bridge No's 34 & 35 on Walkers Road, Moglonemby
(cont.)

RECOMMENDATION

1. That the Tender received from Focus Engineering and Construction Pty Ltd for the Design and Construction of bridge No.34 on Walkers Road Moglonemby for the total amount of \$113,950.00 excluding GST be accepted.
2. That Council not accept any tender for Bridge No. 35 on Walkers Road, Moglonemby, and defer the project to the 2013/2014 year.
3. That associated Confidential Attachments provided to Councillors for their consideration be noted.
4. That the unsuccessful Tenderers be advised.

58/13 **CRS FURLANETTO/WEATHERALD** : *That the Recommendation be adopted.*

CARRIED

9.7.6 Contract No. 12/13-19
- Reconstruction of Bridge No. 44 on Horse Gully Road, Balmattum

Author & Department

Manager, Projects and Works / Asset Services Directorate

File Reference

Contract No 12/13-19

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

BACKGROUND

Council has identified a number of bridges to either be replaced or major components replaced in its 2012-13 budget. Six bridges were identified as needing these capital works. The bulk budget for the six bridges is \$470,000.

Horse Gully Road bridge, Balmattum (Bridge No. 44) is a timber bridge and it is planned to replace this bridge with a concrete hollow core bridge.

Tenders were invited for the reconstruction of bridge No. 44 at Horse Gully Road, Balmattum.

Advertisements were placed in the following newspapers:

- Shepparton News
- Euroa Gazette
- Benalla Ensign
- Seymour Telegraph

Twenty requests for tender documentation were received.

Tenders closed at 4.00pm on Friday 1st March 2013 and were opened at 4.00pm on the same day by Peterson Asante, Manager Projects and Works and Hussain AL Rammahi, Contracts and Leases Officer.

Three companies submitted Tenders.

TENDER EVALUATION

Tenders were evaluated by a Panel consisting of Roy Hetherington, Director Asset Services; Peterson Asante, Manager Projects and Works; Phil Squires, Manager Engineering; John Owen, Project Engineer and Hussain AL Rammahi, Contracts Officer.

Tenders were evaluated in general accordance with the criteria set out below. The evaluation criteria were stated in the Tender documentation. The criteria are listed in order of importance but are not necessarily exhaustive:-

1. Lowest conforming bid
2. Compliance with Specification
3. Quality Systems
4. Track Record
5. Availability of appropriate skills and resources
6. Financial capability

9.7.6 Contract No. 12/13-19
- Reconstruction of Bridge No. 44 on Horse Gully Road, Balmattum (cont.)

The principle that underlies the awarding of all Council contracts is that, following consideration and evaluation of all tenders, the contract will be awarded on the basis of the best value for money, the most benefit to the community and the greatest advantage to Council.

Tenderer 1 –

This Company has very good experience in this field.

Tenderer 2 –

This Tender has good experience in this field. It is the lowest price.

Tenderer 3 –

This Tender has good experience in this field.

CONCLUSION

All 3 tenders seem high compared to market rates.

RECOMMENDATION

1. That Council not accept any tender and defer the project to the 2013/2014 year.
2. That this project be re-advertised in the 2013/2014 year.
3. That the tenderers be advised of Council's decision.

CRS FURLANETTO/LITTLE –

Amendment:

1. That Council not accept any tender, and reconsider the project in the 2013/2014 year.
2. That the tenders be advised of Council's decision.

59/13

ON BEING PUT, THE MOTION WAS CARRIED

9.7.7 Contract No. 12/13-20
- Repair of Bridge No. 25 on Nelsons Road, over Creightons Creek Road near Euroa

Author & Department

Manager, Projects and Works / Asset Services Directorate

File Reference

Contract No 12/13-20

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

BACKGROUND

Council has identified a number of bridges to either be replaced or major components replaced in its 2012-13 budget. Six bridges were identified as needing these capital works. The bulk budget for the six bridges is \$470,000.

Nelsons Road bridge at Longwood (Bridge No. 25) is a timber bridge that has a failed abutment on its east end. It is planned to replace the east end abutment with a solid concrete structure.

Tenders were invited for the construction of a new concrete abutment to bridge No. 25 at Longwood.

Advertisements were placed in the following newspapers:

- Shepparton News
- Euroa Gazette
- Benalla Ensign
- Seymour Telegraph

Twenty requests for tender documentation were received.

Tenders closed at 4.00pm on Friday 1st March 2013 and were opened at 4.00pm on the same day by Peterson Asante, Manager Projects and Works and Hussain AL Rammahi, Contracts and Leases Officer.

Five companies submitted Tenders.

TENDER EVALUATION

Tenders were evaluated by a Panel consisting of Roy Hetherington, Director Asset Services; Peterson Asante, Manager Projects and Works; Phil Squires, Manager Engineering; John Owen, Project Engineer and Hussain AL Rammahi, Contracts Officer.

Tenders were evaluated in general accordance with the criteria set out below. The evaluation criteria were stated in the Tender documentation. The criteria are listed in order of importance but are not necessarily exhaustive:-

1. Lowest conforming bid
2. Compliance with Specification
3. Quality Systems

9.7.7 Contract No. 12/13-20
- Repair of Bridge No. 25 on Nelsons Road, over Creightons Creek Road near Euroa (cont.)

4. Track Record
5. Availability of appropriate skills and resources
6. Financial capability

The principle that underlies the awarding of all Council contracts is that, following consideration and evaluation of all tenders, the contract will be awarded on the basis of the best value for money, the most benefit to the community and the greatest advantage to Council.

Tenderer 1 –

This Company has very good experience in this field

Tenderer 2 –

This Tender has good experience in this field.

Tenderer 3 –

This Tender has good experience in this field.

Tenderer 4 –

This Tender has good experience in this field. This tender is the lowest tender.

Tenderer 5 –

This Tender has good experience in this field.

CONCLUSION

Based on the evaluation ratings applied, it is considered that the tender received from Focus Engineering and Construction Pty Ltd for the Repair of bridge No. 25 on Nelsons Road over Creighton Creek near Euroa for the amount of \$82,349.00 excluding GST offers the best value to Council.

RECOMMENDATION

1. That the Tender received from Focus Engineering and Construction Pty Ltd for the Repair of bridge No. 25 on Nelsons Road over Creighton Creek near Euroa for the total amount of \$82,349.00 excluding GST be accepted.
2. That associated Confidential Attachments provided to Councillors for their consideration be noted.
3. That the unsuccessful Tenderers be advised.

60/13 **CRS WILLIAMS/WEATHERALD** : *That the Recommendation be adopted.*

CARRIED

9.7.8 Contract No. 12/13-21
- Rehabilitation of Bridge No. 85 over Branjee Creek on Longwood Pranijp Road at Pranijp

Author & Department

Manager, Projects and Works / Asset Services Directorate

File Reference

Contract No 12/13-21

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

BACKGROUND

Council has identified a number of bridges to either be replaced or major components replaced in its 2012-13 budget. Six bridges were identified as needing these capital works. The bulk budget for the six bridges is \$470,000.

Longwood Pranijp Road bridge over Branjee Creek (Bridge No. 85), has steel beams and timber deck . The deck needs replacing with a concrete structure and extra beams placed, to ensure adequate load capacity.

Tenders were invited for the Rehabilitation of bridge No.85 over Branjee Creek on Longwood Pranijp Road at Pranijp

Advertisements were placed in the following newspapers:

- Shepparton News
- Euroa Gazette
- Benalla Ensign
- Seymour Telegraph

Twenty requests for tender documentation were received.

Tenders closed at 4.00pm on Friday 1st March 2013 and were opened at 4.00pm on the same day by Peterson Asante, Manager Projects and Works and Hussain AL Rammahi, Contracts and Leases Officer.

Four companies submitted Tenders.

TENDER EVALUATION

Tenders were evaluated by a Panel consisting of Roy Hetherington, Director Asset Services; Peterson Asante, Manager Projects and Works; Phil Squires, Manager Engineering; John Owen, Project Engineer and Hussain AL Rammahi, Contracts Officer.

9.7.8 Contract No. 12/13-21
- Rehabilitation of Bridge No. 85 over Branjee Creek on Longwood Pranjip Road at Pranjip (cont.)

Tenders were evaluated in general accordance with the criteria set out below. The evaluation criteria were stated in the Tender documentation. The criteria are listed in order of importance but are not necessarily exhaustive:-

1. Lowest conforming bid
2. Compliance with Specification
3. Quality Systems
4. Track Record
5. Availability of appropriate skills and resources
6. Financial capability

The principle that underlies the awarding of all Council contracts is that, following consideration and evaluation of all tenders, the contract will be awarded on the basis of the best value for money, the most benefit to the community and the greatest advantage to Council.

Tenderer 1 –

This Tender has good experience in this field.

Tenderer 2 –

- **Option 1**
This Tender has good experience in this field.
- **Option 2**
This Tender has good experience in this field. It is the lowest price and they have alternative design.

Tenderer 3 –

This Tender has good experience in this field.

Tenderer 4 –

This Tender has good experience in this field.

CONCLUSION

Based on the evaluation ratings applied, it is considered that the tender received from Hird Constructions Pty Ltd (Option 2) for the Rehabilitation of bridge No.85 over Branjee Creek on Longwood Pranjip Road at Pranjip for the amount of \$76,448.00 excluding GST offers the best value to Council.

9.7.8 Contract No. 12/13-21
- Rehabilitation of Bridge No. 85 over Branjee Creek on Longwood Pranjip Road at Pranjip (cont.)

RECOMMENDATION

1. That the Tender received from Hird Constructions Pty Ltd for the Rehabilitation of bridge No. 85 over Branjee Creek on Longwood Pranjip Road at Pranjip for the total amount of \$76,448.00 (Option 2) excluding GST be accepted.
2. That the associated Confidential Attachments provided to Councillors for their consideration be noted.
3. That the unsuccessful Tenderers be advised.

61/13 **CRS WILLIAMS/WEATHERALD** : *That the Recommendation be adopted.*

CARRIED

9.7.9 Contract No. 12/13-22
- Rehabilitation of Bridge No. 146 over Branch Creek on Heals Road, Moglonemby

Author & Department

Manager, Projects and Works / Asset Services Directorate

File Reference

Contract No 12/13-22

Disclosure of Conflicts of Interest in relation to advice provided in this report

The author of this report and officers/contractors providing advice in relation to this report do not have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

BACKGROUND

Council has identified a number of bridges to either be replaced or major components replaced in its 2012-13 budget. Six bridges were identified as needing these capital works. The bulk budget for the six bridges is \$470,000.

Heals Road bridge, Moglonemby (Bridge No. 146) is a timber bridge that has a load limit applied because of inadequate steel beams to take the loads. The major beams need strengthening and timber deck modified to suit loads directly over the beams.

Tenders were invited for the Rehabilitation of bridge No. 146 over Branch Creek on Heals Road, Moglonemby.

Advertisements were placed in the following newspapers:

- Shepparton News
- Euroa Gazette
- Benalla Ensign
- Seymour Telegraph

Twenty requests for tender documentation were received.

Tenders closed at 4.00pm on Friday 1st March 2013 and were opened at 4.00pm on the same day by Peterson Asante, Manager Projects and Works and Hussain AL Rammahi, Contracts and Leases Officer.

Four companies submitted Tenders

TENDER EVALUATION

Tenders were evaluated by a Panel consisting of Roy Hetherington, Director Asset Services; Peterson Asante, Manager Projects and Works; Phil Squires, Manager Engineering; John Owen, Project Engineer and Hussain AL Rammahi, Contracts Officer.

9.7.9 Contract No. 12/13-22
- Rehabilitation of Bridge No. 146 over Branch Creek on Heals Road, Moglonemby
(cont.)

Tenders were evaluated in general accordance with the criteria set out below. The evaluation criteria were stated in the Tender documentation. The criteria are listed in order of importance but are not necessarily exhaustive:-

1. Lowest conforming bid
2. Compliance with Specification
3. Quality Systems
4. Track Record
5. Availability of appropriate skills and resources
6. Financial capability

The principle that underlies the awarding of all Council contracts is that, following consideration and evaluation of all tenders, the contract will be awarded on the basis of the best value for money, the most benefit to the community and the greatest advantage to Council.

Tenderer 1 –

This Tender has good experience in this field.

Tenderer 2 –

This Tender has good experience in this field. It is the lowest price.

Tenderer 3 –

This Tender has good experience in this field.

Tenderer 4 –

This Tender has good experience in this field.

CONCLUSION

Based on the evaluation ratings applied, it is considered that the tender received from Hird Constructions Pty Ltd for the Rehabilitation of bridge No. 146 over Branch Creek on Heals Road, Moglonemby for the amount of \$32,992.00 excluding GST offers the best value to Council.

RECOMMENDATION

1. That the Tender received from Hird Constructions Pty Ltd for the Rehabilitation of bridge No. 146 over Branch Creek on Heals Road, Moglonemby for the total amount of \$32,992.00 excluding GST be accepted.
2. That the associated Confidential Attachments provided to Councillors for their consideration be noted.
3. That the unsuccessful Tenderers be advised.

62/13 **CRS LITTLE/FURLANETTO** : *That the Recommendation be adopted*

CARRIED

9.7.10 Financial Report – February 2013

Author / Department

Director, Corporate and Community / Corporate and Community Directorate

File Reference

F30/0020/10

Disclosure of Interest

No officers providing advice in relation to this report have a direct or indirect interest, as provided in accordance with the Local Government Act 1989.

Summary

Appended to the Agenda is a copy of Council's Financial Report for the period ending 28 February 2013.

The report contains the Standard Income Statement, Balance Sheet, Cash Flow Statement, Statement of Capital Works, and Schedule of Investments.

The operating surplus for the eight month period ending 28 February 2013 was \$5,354,964. The variance to budget is detailed in the Financial Overview.

As at 28 February 2013, total capital works was \$3,992,349. This is significantly under budget.

RECOMMENDATION

That the Financial Report for the eight months ended 28 February 2013 be noted.

CRS FURLANETTO/WILLIAMS –

Amendment:

- 1. That the Financial Report for the eight months ended 28 February 2013 be noted.**
- 2. That the allocated amount in the 2012/2013 budget for the Rockies Bridge project be withdrawn, and reconsidered in the 2013/2014 budget.**

63/13

ON BEING PUT, THE MOTION WAS CARRIED

Background

Council considers and notes quarterly Financial Reports in accordance with the Local Government Act 1989 (Act). Under Section 137 and 138 of the Act, Council must establish and maintain a budgeting and reporting framework that is consistent with the principles of sound financial management. This report satisfies those requirements.

9.7.10 Financial Report – February 2013 (cont.)

Alternative Options

Officers providing advice in relation to this report have considered potential alternative courses of action. No feasible alternatives have been identified as the report is consistent with the Local Government Act 1989 obligations.

Risk Management

Regular Financial Reporting in accordance with the Local Government Act 1989 support Council's focus on Risk Management.

Strategic Links – Policy implications and relevance to Council Plan

The report is consistent with Council Policies, key strategic documents and the Council Plan.

Best Value / National Competition Policy (NCP) / Competition and Consumers Act 2010 (CCA) implications

The report is consistent with Best Value, National Competition Policy and Competition and Consumers Act 2010 requirements.

Financial / Budgetary Implications

The attached report, in conjunction with the detailed briefing to Council, considers all Financial and Budgetary implications for the Financial Year ending 30 June 2013.

Economic Implications

The attached report, in conjunction with the detailed briefing to Council, considers all Economic implications for the Financial Year ending 30 June 2013.

Environmental / Amenity Implications

The recommendation in this report has no significant environmental or amenity implications for Council or the broader community.

Community Implications

This report has no significant community or social implications for the Council or the broader community.

Victorian Charter of Human Rights and Responsibilities Act 1006

This report does not limit any human rights under the Victorian Charter of Human Rights and Responsibilities Act 1006.

Legal / Statutory Implications

Consideration and adoption of quarterly Financial reports as per the Local Government Act 1989 ensures Council complies with its Legal and Statutory obligations.

Consultation

The author of this report considers that the matter under consideration did not warrant a community consultation process.

Attachments

December Financial Report

FINANCIAL OVERVIEW FOR EIGHT MONTHS ENDED 28 FEBRUARY 2013

The Financial Overview to 28 February 2013 shows a healthy variance to budget of \$569,414. This is made up of a number of variances that are show below.

There is a variation in the Capital budget of \$1.92 million at 28 February 2013. Most of the variations are timing and we expect to fully expend the Capital budget at 30 June 2013 (future monthly reports will start to confirm this position).

Income Statement (Fav) / Unfav. Variance

<u>Rates</u>	81,474	Reduction is due to valuations objections. Further supplementary valuations are due.
<u>User Fees</u>	(99,607)	This is primarily due to a refund of overpayment of FBT in the previous 2 years. Permanent variation.
<u>Recurrent Grants</u>		
• Nagambie Post-Bypass	(67,500)	Timing variation – in advance
• Economic Development Strategy	(54,000)	Timing variation – in advance
• Grants Commission	109,000	Permanent variation – adjustment due to monthly allocation
<u>Non-Recurrent Grants</u>		
• Rockies Bridge	67,500	Timing variation – grant not received
• Roads to Recovery	(82,860)	Timing variation – received in advance
• Local Government Infrastructure Program	263,700	Timing variation – grant not received
<u>Expenses</u>		
<u>Employee</u>		
• IT & Customer Services	(85,000)	Staff replacements yet to be made
• Annual and Long Service Leave	172,680	Additional leave entitlements
• Parks and Reserves	(88,000)	Timing variation – works to be on budget
• Roads and Bridges	(81,600)	Timing variation – works to be on budget
<u>Contracts and Materials</u>		
Avenel Recreation Reserve	(84,700)	Contract payment not made
Head of the River	(25,100)	Timing variation
Local Laws Compliance	(20,400)	} Timing variances of contract
Environmental Health Officer Contractor	(21,600)	} payments
Building Contractor	(31,800)	} payments
IT / Telephone costs	(88,700)	Software maintenance – timing variances
Fringe Benefits Tax (FBT)	(41,900)	Payment timing variation
Asset Condition Assessments	(30,200)	Assessments currently being undertaken
Garbage Collection	(56,700)	Contract payment behind schedule
Pool Contract Payments	(87,000)	Timing variation – contract payment
Parks and Reserves	(67,000)	Timing variation – works continuing

STRATHBOGRIE SHIRE COUNCIL				
Mid Year Review Profit and Loss Statement 2012/2013				
	Mid Year Review 2012/2013	YTD Budget 28 Feb 2013	YTD Actual 28 Feb 2013	Variance 28 Feb 2013
REVENUE				
Rates and Charges	14,075,300	14,066,400	13,984,926	81,474
Statutory Fees & Fines	291,000	158,328	155,319	3,009
User Fees	1,178,600	726,026	825,633	(99,607)
Contributions	90,000	25,000	-	25,000
Grants - Recurrent	3,955,726	2,776,975	2,798,254	(21,279)
Grants - Non-recurrent	3,740,440	2,378,540	2,130,205	248,335
Other Revenue	476,900	277,936	307,063	(29,127)
	23,807,966	20,409,205	20,201,400	207,805
EXPENDITURE				
Employee	9,607,088	7,705,624	7,529,071	(176,553)
Contracts, Materials & Services	9,183,977	4,955,167	4,504,690	(450,477)
Depreciation	4,425,800	2,688,328	2,688,334	6
Finance	226,900	151,264	119,403	(31,861)
Other Expenses	947,400	123,272	4,938	(118,334)
	24,391,165	15,623,655	14,846,436	(777,219)
Surplus/Deficit	(583,199)	4,785,550	5,354,964	(569,414)

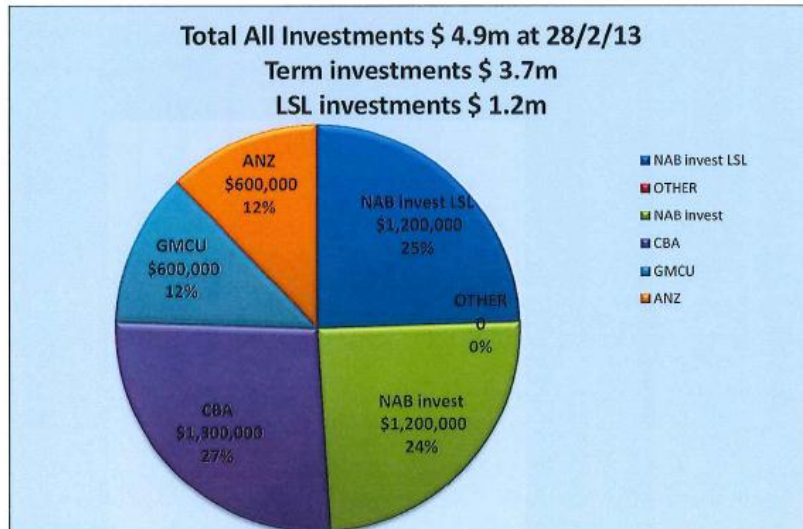
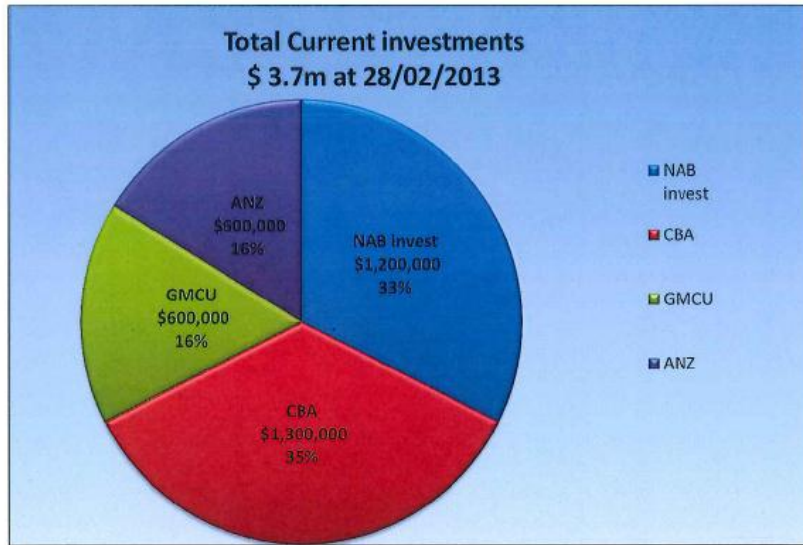
STRATHBOGIE SHIRE COUNCIL		
Mid Year Review Balance Sheet 2012/2013		
	Mid Year Review 2012/2013	February 2013
<u>Current Assets</u>		
Cash and cash equivalents	4,965,265	7,343,194
Trade and other receivables	1,249,737	5,079,052
Other Assets	117,499	156,276
Inventories	351,195	-
Non- current assets for resale	-	-
Total Current Assets	6,683,696	12,578,522
<u>Non-Current Assets</u>		
Financial assets	2,032	2,032
Investments in associates	156,226	156,226
Property, plant and equipment,infrastructure	223,191,462	222,433,127
Total Non-Current Assets	223,349,720	222,591,385
Total Assets	230,033,416	235,169,907
<u>Current Liabilities</u>		
Trade and other payables	1,696,627	602,735
Trust funds and deposits	419,939	563,526
Provisions	2,127,798	3,318,587
Interest bearing loans and borrowings	504,752	180,013
Total Current Liabilities	4,749,116	4,664,861
<u>Non-Current Liabilities</u>		
Trust funds and deposits	68,282	67,980
Provisions	671,358	-
Interest bearing loans and borrowings	2,462,912	2,417,255
Total Non-Current Liabilities	3,202,552	2,485,235
Total Liabilities	7,951,668	7,150,096
Net Assets	222,081,748	228,019,811
<u>Equity</u>		
Accumulated Surplus	71,382,787	77,401,149
Reserves	150,698,961	150,618,662
Total Equity	222,081,748	228,019,811

STRATHBOGRIE SHIRE COUNCIL		
Mid Year Review Cash Flow Statement 2012/2013		
	Mid Year Review 2012/2013	February 2013
	Inflows (Outflows)	Inflows (Outflows)
Cash flows from operating activities		
Rates and charges	14,075,300	10,455,611
Statutory fees and fines	291,000	155,319
User fees (inclusive of GST)	1,178,600	991,240
Contributions	90,000	-
Grants (inclusive of GST)	8,178,966	4,928,459
Interest	220,000	204,344
Other receipts (inclusive of GST)	257,000	112,730
Net GST refund/overpayment	2,367,000	624,724
Payments to suppliers	(11,184,277)	(6,232,014)
Payments to employees (including redundancies)	(9,610,788)	(7,529,071)
Other payments	(418,500)	(4,938)
Total cash outflows from operating activities	5,444,301	3,706,404
Cash flows from investing activities		
Payments for property, plant and equipment, infrastructure	(7,325,635)	(4,391,349)
Payments for landfill rehabilitation	(519,431)	-
Proceeds sales of property, plant and equip, infrastructure	500,000	252,572
Net cash used in investing activities	(7,345,066)	(4,138,777)
Cash flows from financing activities		
Finance costs	(226,900)	(210,623)
Trust funds and deposits	-	-
Proceeds from interest bearing loans and borrowings	575,000	-
Repayment of interest bearing loans and borrowings	(1,792,998)	(324,738)
Net cash provided by (used in) financing activities	(1,444,898)	(535,361)
Net decrease in cash and cash equivalents	(3,345,663)	(967,734)
Cash and cash equivalents at beginning of period	8,310,928	8,310,928
Cash and cash equivalents at end of year	4,965,265	7,343,194

STRATHBOGIE SHIRE COUNCIL				
Mid Year Review Capital Works Statement 2012/2013				
	Mid Year Review 2012/2013	YTD 28 Feb	Actual 28 Feb	Variance
Capital works areas				
Land	280,180	209,680	8,470	(201,210)
Buildings	249,315	98,315	64,250	(34,065)
Furniture & Equipment	309,500	230,063	140,047	(90,016)
Plant & Machinery	888,000	702,000	342,674	(359,326)
Roads	4,471,834	3,618,826	2,961,287	(657,539)
Bridges	655,081	611,081	22,689	(588,392)
Drains	145,600	145,600	108,342	(37,258)
Footpaths	1,125	1,125	1,125	-
Kerb & Channel	-			-
Waste Management	325,000	294,000	343,465	49,465
Total Capital Works	7,325,635	5,910,690	3,992,349	(1,918,341)
Represented by:				
Asset Renewal	5,341,925	4,402,460	3,280,770	(1,121,690)
Asset Upgrade	584,050	441,050	367,174	(73,876)
New Assets	1,399,660	1,067,180	344,405	(722,775)
Total Capital Works	7,325,635	5,910,690	3,992,349	(1,918,341)

	MYR 2012/2013	YTD Budget 28 Feb	Actual at 28 Feb 2013	YTD Variance 28 Feb
Capitla Works 2012 / 2013				
Land				
21081 Lakeside Boardwalk	180	180	180	-
22008 Violet Town Flood Mitigation Works, Survey & Design Stage 1	150,000	100,000	49	(99,951)
22001 Euroa Water Scheme (carried forward from 2011/12)	100,000	79,500	4,106	(75,394)
22009 Euroa Seven Creeks Park Replanting	30,000	30,000	4,135	(25,865)
	280,180	209,680	8,470	(201,210)
Buildings				
20023 Strathbogie Depot - Shed	2,315	2,315	0	(2,315)
20024 Violet Town Reserve - Toilets	1,000	1,000	0	(1,000)
20025 Euroa Croquet Club - Club House	8,000	8,000	0	(8,000)
20026 Nagambie - Glass Square Bowling Club - Clubrooms	15,000	15,000	0	(15,000)
20027 Violet Town - Swimming Pool - Pump Shed	3,000	3,000	1,690	(1,310)
20028 Avenel Memorial Hall - Supper Room	6,000	6,000	0	(6,000)
20029 Nagambie - Glass Square Tennis Club - Clubrooms	6,000	6,000	0	(6,000)
20030 Nagambie River Street Recreational Reserve - Toilets	2,000	2,000	2,074	74
20031 Euroa Depot - Toilet Block	5,000	5,000	0	(5,000)
20032 Violet Town Reserve - Toilets	3,000	3,000	0	(3,000)
20033 Euroa Friendlies Reserve (Cricket Club) - Toilets/Change Rooms	10,000	10,000	2,434	(7,566)
20034 Euroa Farmers Arms Museum - Eliza Forlonge Cottage	10,000	10,000	0	(10,000)
20035 Creighton's Creek Recreation Reserve - Toilets	5,000	5,000	0	(5,000)
20036 Euroa Caravan Park site Development	80,000	0	0	-
20037 Nagambie Pre-School footpath Extension	3,000	3,000	3,545	545
20038 Euroa Saleyard Improvements - (Sheep yard and Kiosk)	60,000	0	29,737	29,737
20039 Euroa Band Hall - Power Upgrade	9,000	9,000	7,075	(1,925)
20040 Saleyards Roof	0	0	0	-
20041 Seven Creeks Park Facilities Development - Euroa	0	0	17,695	17,695
20042 Violet Town Library Complex	0	0	0	-
20043 Euroa Office energy retrofit	21,000	10,000	0	(10,000)
	249,315	98,315	64,250	(34,065)
Information Technology				
26014 Software Licencing and annual support cost	24,000	19,000	23,585	4,585
26015 Network Firewall System Update	6,000	6,000	0	(6,000)
26012 Hardware (workstations,laptops,monitor replacement)	78,000	46,063	19,311	(26,752)
26012.1 Councillor Information Technology Hardware	10,000	0	10,399	10,399
26016 Customer Service Roving Officer Infrastructure	5,000	5,000	0	(5,000)
26017 Security System Upgrade Euroa Office	1,500	1,500	0	(1,500)
26018 Regional Shared Services Infrastructure Including Disaster Recovery	115,000	100,000	52,935	(47,065)
26028 Development of new Website	0	0	840	840
Furniture & Equipment				
26009 Public Lighting improvements	13,000	0	0	-
26019 Streetlight Energy-saving bulb replacement	0	0	0	-
26020 Facility Signage	1,000	1,000	0	(1,000)
26021 Table and seats under existing shade structures and poolside	5,000	5,000	885	(4,115)
26022 Water Volleyball net	1,000	1,000	0	(1,000)
26023 Shade areas replaced and new areas added	20,000	20,000	18,110	(1,890)
26024 New tables and chairs	4,000	2,000	0	(2,000)
26025 Pool identification signage	5,000	2,500	0	(2,500)
26026 Shade structure over kiosk window and over shallow end of large pool	15,000	15,000	8,300	(6,700)
26027 Back wash system to deliver to a water tank for lawns	6,000	6,000	5,682	(318)
26028 Roofing over toilets and change areas.	0	0	0	-
26028 Development of a Website	0	0	0	-
Pool identification signage	0	0	0	-
Table and chairs	0	0	0	-
	309,500	230,063	140,047	(90,016)
Plant & Machinery				
21090 Plant and Machinery (carried forward from 2011/12)	290,000	240,000	0	(240,000)
29310 Site Signage - Key Projects	15,000	12,000	0	(12,000)
29300 Works Fleet	243,000	170,000	158,635	(11,365)
21090 Motor Vehicle Fleet	340,000	280,000	184,039	(95,961)
	888,000	702,000	342,674	(359,326)

	Roads				
25203	Creightons Creek Road	30,130	30,130	79,260	49,130
25904	Longwood Depot Road -Widening and sealing of corners	52,000	52,000	816	(51,184)
25905	Euroa Strathbogie Road - Widening by 0.5m)	67,900	40,000	20,361	(19,639)
25906	Locksley-Nagambie Rd - prep and seal shoulders	100,000	50,000	0	(50,000)
25907	Avenel Queen Street Parking	25,000	25,000	0	(25,000)
25908	Avenel Jones Street Parking	20,000	20,000	0	(20,000)
25909	Avenel School Car parking	15,000	15,000	0	(15,000)
25910	Pleasance Avenue road widening	15,000	15,000	6,745	(8,255)
25911	Ruffy Road curve - remix widening	20,000	10,000	0	(10,000)
25912	Ruffy School road widening - outside shop	32,000	10,000	19,890	9,890
25913	Euroa - Replacement of kerb channel (Euroa - Mansfield Rd)	20,000	20,000	0	(20,000)
25700	Resheeting Program	363,398	83,000	0	(83,000)
25204	Pavement Rehabilitation Program	900,000	900,000	726,035	(173,965)
24999	Resealing Program	1,373,696	1,373,696	1,304,128	(69,568)
25914	Birkett St, Euroa (carried forward from 2011/12)	95,000	95,000	0	(95,000)
various	2010 Flood Restoration works (balance of works to claim at 30/6/12)	187,710	110,000	105,455	(4,545)
various	Works Flood Funding 2012	1,155,000	770,000	698,597	(71,403)
		4,471,834	3,618,826	2,961,287	(657,539)
	Bridges				
23001	Meipol School Road Low Level Crossing	0	0	10,000	10,000
23004	Euroa Caravan Park Pedestrian Footbridge	1,081	1,081	1,081	-
23005	Mitchellstown Road	240,000	240,000	5,346	(234,654)
23006	Nelson's Road	60,000	60,000	2,182	(57,818)
23007	Horse Gully Rd Bridge replacement	40,000	40,000	0	(40,000)
23008	Heales Rd - Deck Replacement	35,000	35,000	0	(35,000)
23009	Walkers Rd - Bridge - replacement	70,000	70,000	2,182	(67,818)
23010	Longwood Pranjip Rd -Deck replacement	25,000	25,000	0	(25,000)
23012	Brookleigh Road Bridge	0	0	1,898	1,898
23011	The Rockies pedestrian bridge	184,000	140,000	0	(140,000)
		655,081	611,081	22,689	(588,392)
	Footpaths				
27001	Euroa Caravan Park - Sealed Pathways	853	853	853	-
27002	Euroa Caravan Park - Gravel Pathways	272	272	272	-
		1,125	1,125	1,125	-
	Drainage				
24005	Euroa Tarcombe Street Drainage	20,000	20,000	20,000	-
24003	Avenal Drainage	0	0	49,684	49,684
24007	Nagambie Industrial Area - Scoping	20,000	20,000	21,955	1,955
24008	Nagambie Industrial Area - Scheme Development	20,000	20,000	0	(20,000)
24009	Euroa Saxon Street - Construct table drain	20,000	20,000	0	(20,000)
24010	Suez Canal Floodgate (Mansfield Rd to Creek) Survey and agreement	10,000	10,000	0	(10,000)
24011	Burns Ave - Drainage Outfall	25,000	25,000	0	(25,000)
24013	White Street Drainage	0	0	16,703	16,703
24012	Nagambie Retarding Basins - shape and landscape	30,600	30,600	0	(30,600)
		145,600	145,600	108,342	(37,258)
	Waste Management				
20019	Violet Town Transfer Station (carried forward from 2011/12)	303,580	294,000	319,486	25,486
27800	Violet Town Landfill Cap & close	21,420	0	23,979	23,979
		325,000	294,000	343,465	49,465
		7,325,635	5,910,690	3,992,349	(1,918,341)
	Asset Renewal	5,341,925	4,402,460	3,280,770	(1,121,690)
	Asset Upgrade	584,050	441,050	367,174	(73,876)
	Asset New	1,399,660	1,067,180	344,405	(722,775)
		7,325,635	5,910,690	3,992,349	(1,918,341)



9.7.12 Business Management System

The March 2013 Business Management System Report includes reports as follows:-

- Building Department – February 2013 Statistics
- Planning Department – February 2013 Statistics
- Asset Services – Customer Service System Statistics – February. 2013
- Actioning of Council Resolutions – Status Report
- Outstanding Actions of Council Resolutions to 28 February 2013
- Review of Council Policies – February / March 2013
- Record of Assemblies of Councillors
- Record of Meetings of Section 86 Committees of Council received / held in the past month

By reporting on a monthly basis, Council can effectively manage any risks that may arise. The Business Management System will also incorporate Council's corporate goals and objectives.

RECOMMENDATION

That the report be noted.

*64/13 **CRS LITTLE/WILLIAMS** : That the Recommendation be adopted.*

CARRIED

BUILDING APPROVALS

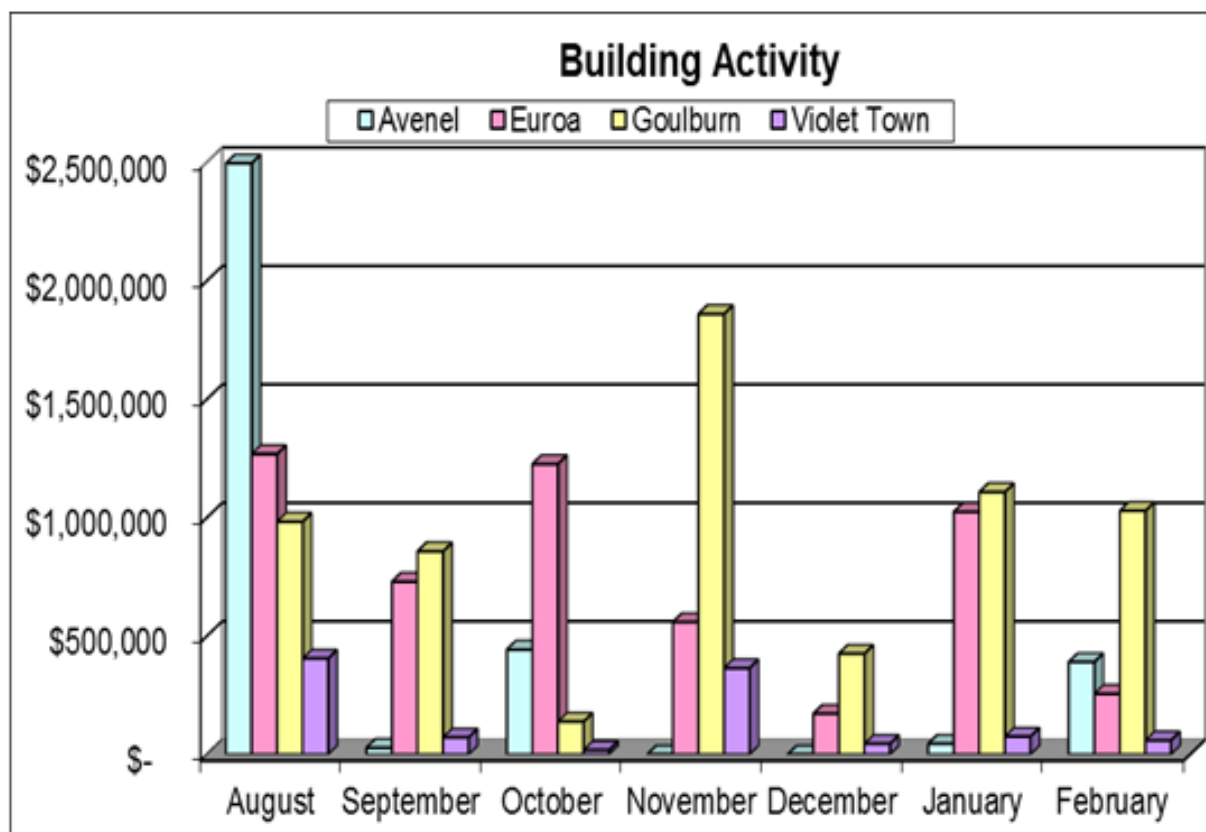
FEBRUARY 2012

The value of Building approvals within the Shire of Strathbogie for the month of February totaled **\$1,733,747**.

Expenditure involved largely works in the domestic sector with the majority of permits issued for dwellings and domestic sheds, 18 permits have been issued for the month.

Charts illustrating the distribution of building permit expenditure for 2012-2013 over the four localities within the Shire are below.

	July	August	September	October	November	December	January	February	Totals
Avenel	\$200,000	\$2,495,988	\$28,023	\$442,946	\$ -	\$ -	\$45,350	\$389,990	\$3,602,297
Euroa	\$858,551	\$1,268,419	\$729,708	\$1,226,540	\$558,799	\$172,284	\$1,024,379	\$256,060	\$6,094,740
Goulburn	\$1,069,325	\$982,766	\$857,707	\$138,153	\$1,859,903	\$425,500	\$1,107,820	\$1,028,418	\$7,469,592
Violet Town	\$128,029	\$405,000	\$71,833	\$19,000	\$364,810	\$45,000	\$75,506	\$59,279	\$1,168,457
Totals	\$2,255,905	\$5,152,173	\$1,687,271	\$1,826,639	\$2,783,512	\$642,784	\$2,253,055	\$1,733,747	\$18,335,086



PLANNING PERMIT ACTIVITY REPORTING SYSTEM MONTHLY RESPONSIBLE AUTHORITY REPORT

Planning Permit Activity Reporting

Report Name: PPARS Monthly Responsible Authority Report

Audience: Responsible Authority, DPCD

Period: Jan 2013

Generated: 2013-02-19 08:57:52.34

Strathbogie Shire Council

Information about the data is available as part of the [PPARS Online Help](#).

Summary

The figures shown below are correct as at the **Generated Date** of this Report. The hyperlinked searches for each are conducted against **Current Data**, and as such, may differ from the figure shown. If you would like a current version of this report to be generated, please contact PPARS Administration.

	This Month (Jan 2013)	Previous Month (Dec 2012)	Change	Financial Year to Date (2012/2013)	Same Time Last Financial Year	Regional Average (rural - Jan 2013)
Applications received during the period	9	13	-4	125	77	21
New Application	9 100%	10 77%	-1	113 90%	67 87%	18 86%
Amended Permit Application	0 0%	3 23%	-3	12 10%	10 13%	3 14%
Combined Application	0 0%	0 0%	0	0 0%	0 0%	0 0%
Decisions made during the period	11	14	-3	101	79	25
Permit / Notice of Decision	11 100%	14 100%	0%	98 97%	77 97%	25 100%
Refusal	0 0%	0 0%	0%	3 3%	2 3%	0 0%
Amended Permits Issued	0 0%	1 7%	-1	8 8%	4 5%	4 16%
% decisions within statutory time frame	55%	71%	-16%	69%	61%	64%
% decisions made under delegation	100%	79%	21%	85%	67%	96%
Withdrawn, Not Required and Lapsed	0 0%	0 0%	0	9 9%	17 22%	2 8%
Review of VCAT during the period						
Apps Outstanding at VCAT	1	1	0	1	1	6
Apps completed by VCAT	0	0	0	0	0	1

[CSV](#)

Application categories for applications received during the period

New, amended permit and combined. Category field not mandatory until application is completed. More than one category can exist for a single application.

	This Month (Jan 2013)	Previous Month (Dec 2012)	Financial Year to Date (2012/2013)	Same Time Last Financial Year
Change or extension of use	0	0	7	4
Alterations to a building structure or dwelling	0	0	2	2
Extension to an existing dwelling or structure associated with a dwelling	0	2	13	8
Extension to existing building or structure (other than dwelling)	1	0	2	1
One or more new buildings	2	0	11	5
One new dwelling	4	3	32	19
More than one new dwelling (2-10)	0	0	4	4
More than 10 new dwellings	0	0	0	0
Other buildings and works (including septic tanks, dams, earthworks)	0	0	14	5
Demolition	0	0	0	1
Native vegetation removal	0	0	1	0
Other vegetation removal	0	0	0	0
Consolidation	0	0	0	0
Subdivision land (1 to 9 lots)	1	5	24	14
Subdivision land (10 or more lots)	0	0	1	0
Subdivision buildings	0	0	0	0
Subdivision - Change to easement and/or rest.	0	1	1	0

	This Month (Jan 2013)	Previous Month (Dec 2012)	Financial Year to Date (2012/2013)	Same Time Last Financial Year
Subdivision - Removal of covenant	0	0	0	0
Subdivision - Realignment of boundary	0	0	0	3
Liquor License	0	1	1	1
Waiving of parking requirement	0	1	2	1
Signage	0	0	0	4
Telecommunications Facility	0	0	3	1
Other	0	0	6	2
				CSV

Proposed Land Use for applications received during the period

New, amended permit and combined. Proposed Land Use not mandatory until application is decided.

	This Month (Jan 2013)	Previous Month (Dec 2012)	Financial Year to Date (2012/2013)	Same Time Last Financial Year
Agriculture	3 38%	2 20%	27 24%	10 14%
Food and drink premises	0 0%	1 10%	1 1%	2 3%
Industry and warehouse	0 0%	0 0%	2 2%	1 1%
Leisure & recreation	0 0%	0 0%	1 1%	1 1%
Office	0 0%	0 0%	1 1%	2 3%
Place of assembly	0 0%	0 0%	0 0%	3 4%
Residential/Accommodation	6 63%	7 70%	66 60%	40 56%
Retail Premises	0 0%	0 0%	2 2%	2 3%
Vacant	0 0%	0 0%	1 1%	3 4%
Other land use	0 0%	0 0%	9 8%	6 8%
Child Care	0 0%	0 0%	0 0%	0 0%
Education Centre	0 0%	0 0%	0 0%	0 0%
Mineral Extraction	0 0%	0 0%	0 0%	1 1%
Pleasure Boat Facility	0 0%	0 0%	0 0%	0 0%
Transport Terminal	0 0%	0 0%	0 0%	0 0%
Utility Installation	0 0%	0 0%	2 2%	1 1%
Mixed Use	0 0%	0 0%	0 0%	0 0%
	8 100%	10 100%	114 100%	72 100%
				CSV

Statistics for applications completed during the period

New, amended permit and combined. Estimated assessment effort not mandatory until application is completed.

Total value of works

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	\$1,279,500	\$0	\$1,279,500	\$0
Previous Month (Dec 2012)	\$1,352,590	\$722,590	\$630,000	\$0
Financial Year to Date (2012/2013)	\$15,038,319	\$4,334,619	\$8,463,700	\$1,240,000
Regional Average (rural - Jan 2013)	\$1,652,790,829	\$31,341,054	\$499,818,871	\$1,121,630,804

Total value of fees

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	\$3,701	\$386	\$3,315	\$0
Previous Month (Dec 2012)	\$4,174	\$1,352	\$2,822	\$0
Financial Year to Date (2012/2013)	\$36,806	\$9,562	\$25,385	\$1,869
Regional Average (rural - Jan 2013)	\$847,528	\$124,436	\$360,659	\$162,433
				CSV

Gross time to decision

	Overall	Simple	Normal	Complex
Less than 30 days	0	0 (0%)	0 (0%)	0 (0%)
30 to 60 Days	0	0 (0%)	0 (0%)	0 (0%)
60 to 90 days	4	1 (25%)	3 (75%)	0 (0%)
More than 90 days	7	0 (0%)	7 (100%)	0 (0%)

Average processing days

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	115	97	120	0
Previous Month (Dec 2012)	88	98	82	0
Financial Year to Date (2012/2013)	102	75	117	208
Regional Average (rural - Jan 2013)	122	93	124	223

Percentage completed within the statutory time frame

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	55%	100%	50%	0%
Previous Month (Dec 2012)	71%	87%	75%	0%
Financial Year to Date (2012/2013)	69%	72%	69%	0%
Regional Average (rural - Jan 2013)	66%	73%	64%	52%

Percentage that required further information

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	27%	100%	20%	0%
Previous Month (Dec 2012)	21%	0%	38%	0%
Financial Year to Date (2012/2013)	35%	23%	41%	100%
Regional Average (rural - Jan 2013)	36%	27%	38%	53%

Percentage where public notice was given

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	55%	0%	50%	0%
Previous Month (Dec 2012)	71%	57%	75%	0%
Financial Year to Date (2012/2013)	57%	44%	67%	0%
Regional Average (rural - Jan 2013)	44%	26%	52%	59%

Percentage with referrals

	Overall	Simple	Normal	Complex
This Month (Jan 2013)	91%	0%	100%	0%
Previous Month (Dec 2012)	93%	83%	100%	0%
Financial Year to Date (2012/2013)	94%	87%	98%	100%
Regional Average (rural - Jan 2013)	52%	40%	57%	66%

Percentage with objections

	Overall	1-5 obj.	6-20 obj.	21+ obj.
This Month (Jan 2013)	0%	0%	0%	0%
Previous Month (Dec 2012)	7%	7%	0%	0%
Financial Year to Date (2012/2013)	8%	8%	0%	1%
Regional Average (rural - Jan 2013)	11%	10%	1%	0%

Notes

Information about the data in this report is available as part of the [PPARS Online Help](#).

1. Click on a value to drill down and see the applications that were used to calculate the value. The number of applications might not match exactly as there may have been changes to the database since this report was generated.
2. "Applications received during the period" means that "Date Application Received" occurred during the period of the report.
3. "Regional Average" is total for all metro/rural responsible authorities divided by the number of metro/rural resp auth's who had any applications received during the period.
4. All applicable categories will be counted for each application.

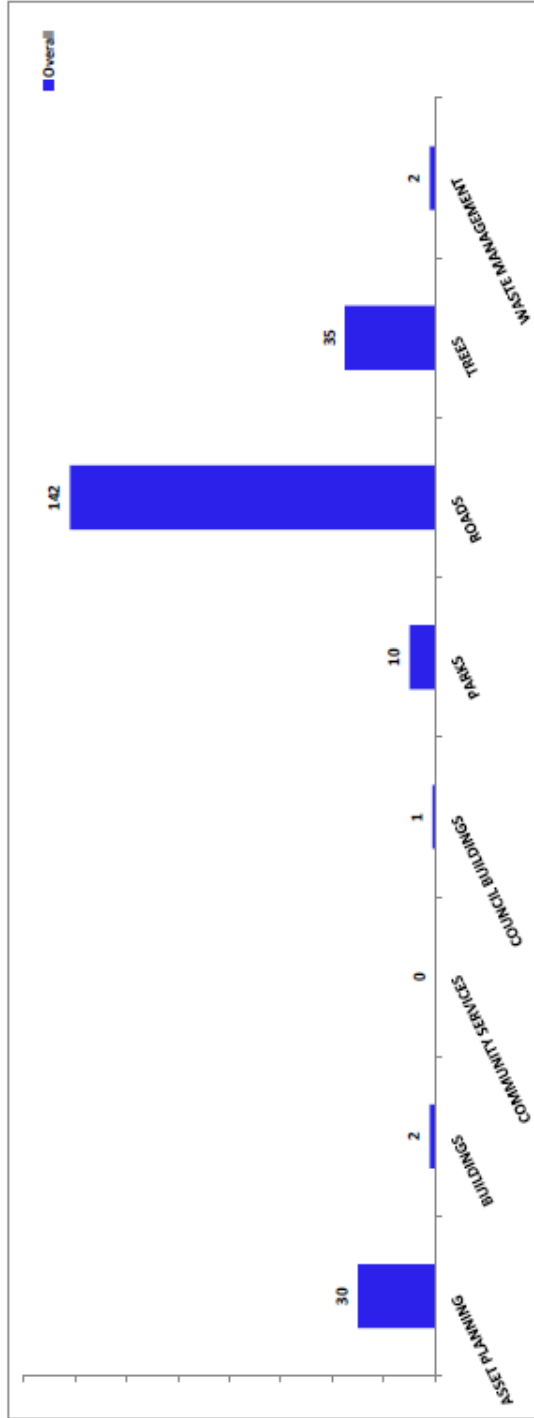
Annotations

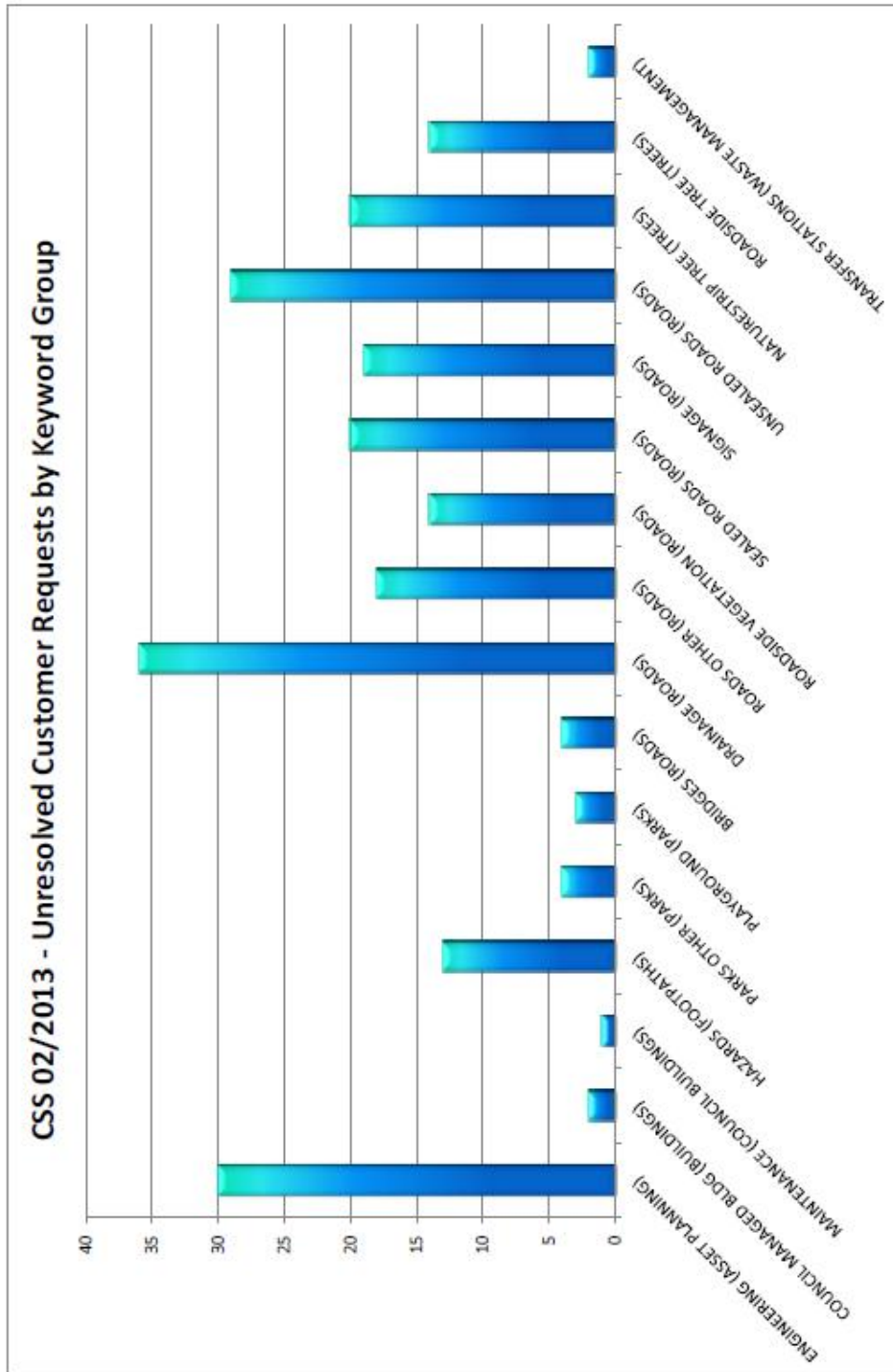
No annotations for this data.

**ASSET SERVICES
CUSTOMER SERVICE SYSTEM STATISTICS
- REPORTS FOR THE MONTH OF FEBRUARY 2013**

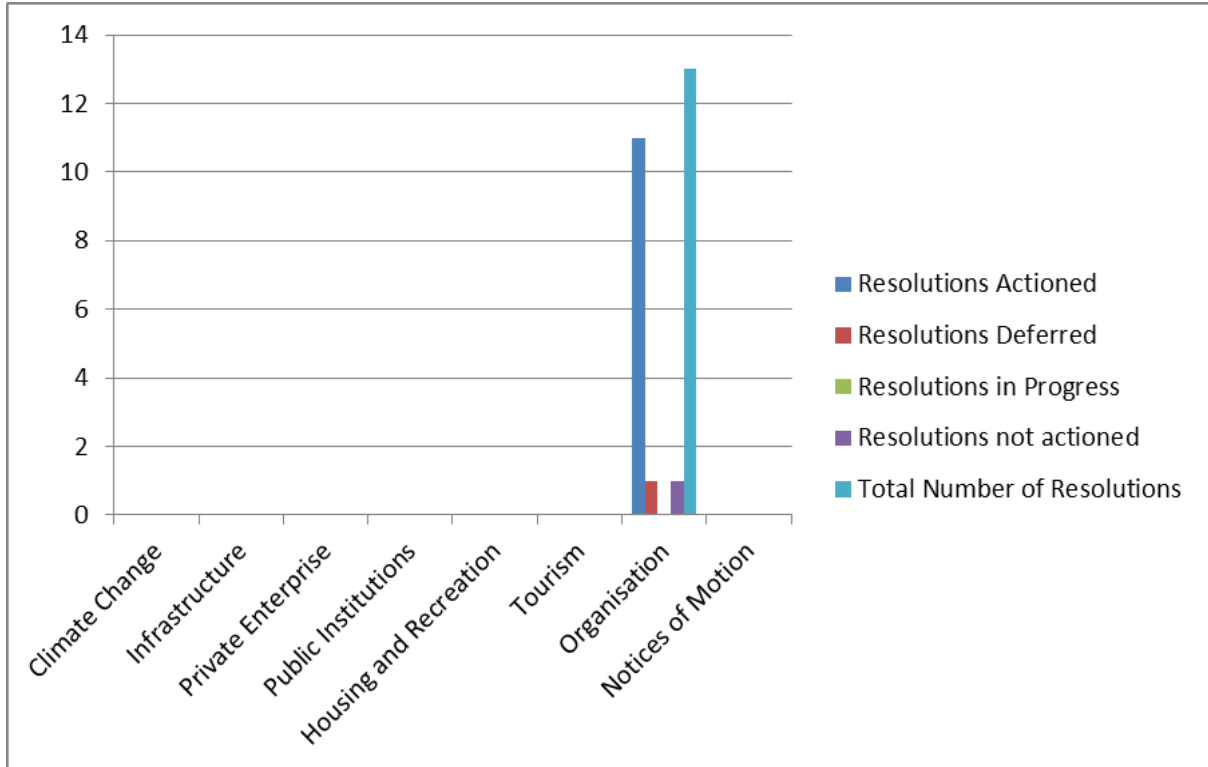
Strathbogie Shire Council

Mode	Customer Service requests (CSS) - Outstanding - February 2013					
	February 2013	2012-2013	Unresolved			Overall
			30 Days	60 Days	90 Days	
ASSET PLANNING	0	2	0	0	30	30
BUILDINGS	0	1	0	2	2	2
COMMUNITY SERVICES	0	5	0	0	0	0
COUNCIL BUILDINGS	0	1	0	1	1	1
PARKS	0	1	0	0	10	10
ROADS	0	22	0	0	142	142
TREES	0	7	0	0	35	35
WASTE MANAGEMENT	0	41	0	0	2	2
Totals	0	80	0	0	222	222





ACTIONING OF COUNCIL RESOLUTIONS
COUNCIL MEETING – 19 FEBRUARY 2013



**OUTSTANDING ACTIONS OF COUNCIL RESOLUTIONS TO
28 FEBRUARY 2013**

This Report is to advise the Senior Management Team, Councillors and the community of the status of previous Council resolutions which are in progress but are yet to be finalised.

Council Meeting Date	Item No. Description & Recommendation	Action to Date
<i>There are no report resolutions with outstanding actions yet to be finalised</i>		

**REVIEW OF EXISTING COUNCIL POLICIES
AND ADOPTION OF NEW POLICIES**

Period of Review	Policy Name	Policy Number	Outcome
February 2013	Procurement Policy	CCS 9	Item 9.7.1

RECORDS OF ASSEMBLIES OF COUNCILLORS

For period 9 February to 8 March 2013

Record in accordance with sections 77 and 80A(1) of the *Local Government Act 1989*

Note: Details of matters discussed at the meeting that have been designated confidential under section 77 of the Local Government Act 1989 are described in a separate "confidential addendum" that will be reported to the next closed Council meeting]

Name of Meeting: Councillors Forum

Date of Meeting: 12 February 2013

Time: 10.00 a.m. – 5.45 p.m.

Attendees:

Councillors

Debra Swan
Colleen Furlanetto
Malcolm Little
Alister Purbrick
Patrick Storer
Robin Weatherald
Graeme Williams

Officer/s

Acting Chief Executive Officer
Director, Corporate and Community
Director, Asset Services
Acting Director, Sustainable Development
Manager, Community Development (Item 6)

Apologies

Chief Executive Officer

Matters discussed:

Declarations of Interests

1. Councillors Discussions
2. Economic Development Master Plan – Draft Actions (Steven Sagona)
3. Council Plan Framework (*refer Attachments – Pages 1-3*)
4. Planning Agenda Review
5. Proposed Online Survey Car Parking
6. Wayfinding Strategy and Style Guide
7. Assembly of Councillors
 - 7.1 Mayor & Acting Chief Executive Officer Meeting Update / Other
 - 7.2 Councillors Meetings Attendances
 - 7.3 Swaggy Tree
 - 7.4 Euroa Jumping Classic
 - 7.5 Euroa Cricket Club
 - 7.6 Recording of Black Caviar song
 - 7.7 Active After-School Communities sports programs
 - 7.8 Local Government Investigations and Compliance Inspectorate – Outcomes of Action Plan Review

- 7.9 Council Policies – Updates
 - Procurement
 - Investment
 - 7.10 Foy Street Tree Pruning – Arborist’s fees
 - 7.11 MS Mowdown - Fundraiser for Multiple Sclerosis
 - 7.12 Toilets at Violet Town Swimming Pool
 - 7.13 Cr Swan (carried over from 24/01/12)
 - Rowing Lanes
 - 7.14 Cr Furlanetto
 - Community Services / Community Development – Services provided
 - 7.15 Cr Weatherald
 - Incident on Sheans Creek Bridge over Faithfulls Creek at Balmattum
 - 7.16 MAV Rural Land Use Planning Forum
 - 7.17 Euroa Saleyards / RSPCA concerns with country saleyards ~ article in The Australian 9 February 2013
 - 7.19 Nominations for awards within Order of Australia
 - 7.20 Euroa Station 140th Birthday celebrations
 - 7.21 Water Bore near Tennis Club
8. Planning Committee Meeting

Declaration of Interest/s / Direct or Indirect

Matter No.	Names of Councillor/s who disclosed interest	Did the Councillor/s leave the meeting?
Item 4	Councillor Little (Conflict of Interest)	Yes
Item 7.4	Councillor Furlanetto (Interest only)	No
Item 8 – 7.1	Councillor Little (Conflict of Interest)	Yes

Record of Assembly of Councillors

Record in accordance with sections 77 and 80A(1) of the *Local Government Act 1989*

Note: Details of matters discussed at the meeting that have been designated confidential under section 77 of the Local Government Act 1989 are described in a separate "confidential addendum" that will be reported to the next closed Council meeting]

Name of Meeting: Councillors Forum

Date of Meeting: 19 February 2013

Time: 9.00 a.m. – 7.15 p.m.

Attendees:

Councillors

Debra Swan
Malcolm Little
Alister Purbrick
Patrick Storer
Robin Weatherald
Graeme Williams

Officer/s

Acting Chief Executive Officer
Director, Corporate and Community
Director, Asset Services
Acting Director, Sustainable Development

Apologies

Councillor Colleen Furlanetto
Chief Executive Officer

Matters discussed:

Declarations of Interests

1. Councillors Discussions
 2. Council Plan Framework / Economic Development Master Plan
 3. Council Agenda Review
 4. Council Policies Update
 5. Briefing on progress against National Asset Management Assessment Framework
 6. Briefing on Delegations
 7. Briefing of Mitchelton Winery Planning Application
 8. iPad Training Update
 9. Assembly of Councillors
 - 9.1 Mayor & Acting Chief Executive Officer Meeting Update / Other
 - 9.2 Councillors Meetings Attendances
 - 9.3 Benalla-Euroa-Violet Town Legacy – invitation for Mayor or representative to attend Annual Change-Over Dinner
 - 9.4 MAV Strategic Meetings
 - 9.5 Toilets at Violet Town Swimming Pool (*carried over from 12/02/13*)
 - 9.6 Councillor Furlanetto's notes from VLGA workshop – Putting together your first Council Plan
 - 9.7 Cr Swan (*carried over from 24/01/12 & 12/02/13*)
 - Rowing Lanes
 10. Council Meeting
- Declaration of Interest/s / Direct or Indirect

Matter No.	Names of Councillor/s who disclosed interest	Did the Councillor/s leave the meeting?
Item 9.5	Councillor Storer	No

Record of Assembly of Councillors

Record in accordance with sections 77 and 80A(1) of the *Local Government Act 1989*

Note: Details of matters discussed at the meeting that have been designated confidential under section 77 of the Local Government Act 1989 are described in a separate "confidential addendum" that will be reported to the next closed Council meeting]

Name of Meeting: Councillors Forum

Date of Meeting: 26 February 2013

Time: 9.00 a.m. – 5.30 p.m.

Attendees:

Councillors

Debra Swan
Colleen Furlanetto
Malcolm Little
Alister Purbrick
Patrick Storer
Robin Weatherald
Graeme Williams

Officer/s

Acting Chief Executive Officer
Director, Corporate and Community
Director, Asset Services
Acting Director, Sustainable Development
Manager, Community Development and Children, Youth & Families Co-Ordinator

Apologies

Chief Executive Officer

Matters discussed:

Declarations of Interests

1. Councillors Discussions
2. Council Plan Framework
3. Economic Development Master Plan
4. Photo Shoot
5. Planning / Special Council Meeting Agenda Review
6. Proposed Reconstruction of Anderson Street, Queen Street Railway Crossing, Recreation Reserve Netball Facilities Construction – Avenel ~ report on Community Information Session 3 December 2012
7. Procurement / Financial Delegations – Director, Corporate and Community
8. Upcoming Youth Programs – Manager, Community Development and Children, Youth & Families Co-Ordinator / refer also Item 9.6
9. Assembly of Councillors
 - 9.1 Mayor & Acting Chief Executive Officer Meeting Update / Other
 - 9.2 Councillors Meetings Attendances
 - 9.3 Swaggy Tree / Foy Street Tree
 - 9.4 VicRoads – Removal of brown Tourist Signage on Hume Freeway (refer also Item 9.5)
 - 9.5 Cr Weatherald
 - Request for VicRoads to reinstate town entrance sign

- 9.6 Cr Furlanetto –
 - Grant money for Youth programs / Change it Up
- 9.7 Violet Town Swimming Pool Ladies Toilets
- 9.8 Black Caviar Statue
- 9.9 Ruffy Streetscape
- 9.10 Mangalore Airport Visit
- 9.11 Community Coffee Mornings (first Tuesday of the month)
- 9.12 Municipal Association of Victoria Presidential Elections
- 9. Planning Committee
- 10. Special Council Meeting – Submissions to Mayor and Councillor Allowances Review

Declaration of Interest/s / Direct or Indirect

Matter No.	Names of Councillor/s who disclosed interest	Did the Councillor/s leave the meeting?
Item 6	Councillor Little	No
Item 9.7	Councillor Storer	No
Item 9.9	Councillor Furlanetto	No

Record of Meetings of Section 86 Committees of Council
Minutes of Meetings received in the February/March 2013 Period

Name of Committee	Date of Meeting
Nagambie Action Group	24/09/12
Nagambie Action Group	29/10/12
Ruffy Action Group	28/11/12
Nagambie Action Group	17/12/12
Tablelands Community Centre	10/12/12
Longwood Community Centre	18/12/12
Euroa Community Action Group	29/01/13
Avenel Action Group	14/02/13

10. NOTICES OF MOTION

11. CLOSURE OF MEETING TO THE PUBLIC

12. URGENT BUSINESS

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.00 P.M.

Confirmed as being a true and accurate record of the Meeting

.....
Chair

.....
Date