

MINUTES

FOR THE
GREATER SHEPPARTON CITY COUNCIL

ORDINARY COUNCIL MEETING

HELD ON
TUESDAY 20 JUNE, 2017
AT 5.30PM

IN THE COUNCIL BOARDROOM

COUNCILLORS:

Cr Dinny Adem (Mayor)
Cr Kim O’Keeffe (Deputy Mayor)
Cr Seema Abdullah
Cr Bruce Giovanetti
Cr Chris Hazelman
Cr Les Oroszvary
Cr Dennis Patterson
Cr Fern Summer
Cr Shelley Sutton

VISION

*A THRIVING ECONOMY IN THE FOODBOWL OF VICTORIA WITH
EXCELLENT LIFESTYLES, INNOVATIVE AGRICULTURE
A DIVERSE COMMUNITY AND
ABUNDANT OPPORTUNITIES*

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**CHAIR
CR DINNY ADEM**

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RISK LEVEL MATRIX LEGEND

Note: A number of reports in this agenda include a section on “risk management implications”. The following table shows the legend to the codes used in the reports.

Likelihood	Consequences				
	Negligible (5)	Minor (4)	Moderate (3)	Major (2)	Catastrophic (1)
Almost Certain (A) Event expected to occur several times per year (i.e. Weekly)	Low	Moderate	High	Extreme	Extreme
Likely (B) Will probably occur at some stage based on evidence of previous incidents (i.e. Monthly)	Low	Moderate	Moderate	High	Extreme
Possible (C) Not generally expected to occur but may under specific circumstances (i.e. Yearly)	Low	Low	Moderate	High	High
Unlikely (D) Conceivable but not likely to occur under normal operations (i.e. 5-10 year period)	Insignificant	Low	Moderate	Moderate	High
Rare (E) Only ever occurs under exceptional circumstances (i.e. +10 years)	Insignificant	Insignificant	Low	Moderate	High

Extreme CEO’s attention immediately required. Possibly avoid undertaking the activity OR implement new controls

High Director’s attention required. Consider suspending or ending activity OR implement additional controls

Moderate Manager’s attention required. Ensure that controls are in place and operating and management responsibility is agreed

Low Operational, manage through usual procedures and accountabilities

Insignificant Operational, add treatments where appropriate

PRESENT: Councillors Dinny Adem, Kim O’Keeffe, Seema Abdullah, Bruce Giovanetti, Chris Hazelman, Les Oroszvary, Dennis Patterson, Fern Summer and Shelley Sutton.

**OFFICERS: Peter Harriott – Chief Executive Officer
Michael Freeman – Acting Director Infrastructure
Johann Rajaratnam – Director Sustainable Development
Chris Teitzel – Director Corporate Services
Kaye Thomson – Director Community
Maree Martin – Official Minute Taker
Peta Bailey – Deputy Minute Taker**

1. ACKNOWLEDGEMENT

“We the Greater Shepparton City Council, begin today’s meeting by acknowledging the traditional owners of the land which now comprises Greater Shepparton. We pay respect to their tribal elders, we celebrate their continuing culture, and we acknowledge the memory of their ancestors.”

2. NOTICE TO GALLERY – LIVE STREAMING OF COUNCIL MEETING

Please note that this Council meeting is being streamed live and recorded in accordance with the Council’s Live Streaming and Recording of Council Meetings Policy.

All care is taken to maintain your privacy; however as a visitor in the public gallery, your presence may be recorded. By remaining in the public gallery it is assumed your consent is given in the event that your image is broadcast.

For more information the policy is available on the Greater Shepparton City Council’s website.

3. APOLOGIES

Nil

4. DECLARATIONS OF CONFLICT OF INTEREST

In accordance with sections 77A, 77B, 78 and 79 of the *Local Government Act 1989* Councillors are required to disclose a “conflict of interest” in a decision if they would receive, or could reasonably be perceived as receiving a direct or indirect financial or non-financial benefit or detriment (other than as a voter, resident or ratepayer) from the decision.

Disclosure must occur immediately before the matter is considered or discussed.

Cr Hazelman declared a direct conflict of interest in relation to Item 9.4 – Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions. Cr Hazelman is a Board member of the Shepparton Harness Racing Club and a member on the Kialla Racecourse Committee of Management.

5. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

Moved by Cr Oroszvary
Seconded by Cr Giovanetti

That the minutes of the Ordinary Council meeting held 16 May 2017 and the Special Council meeting held 6 June 2017 as circulated, be confirmed.

CARRIED.

6. INFRASTRUCTURE DIRECTORATE

6.1 Kerbside Landfill Waste, Recycling and Organics Collection Policy

Disclosures of conflicts of interest in relation to advice provided in this report
Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Team Leader Waste

Proof reader(s): Manager Works & Waste

Approved by: Director Infrastructure

Executive Summary

An existing Kerbside Landfill Waste, Recycling and Organics Collection Policy (Policy Number 91.POL1) was adopted on 20 October 2015. It is proposed that current policy is superseded by the broader policy now forming this document.

The updated policy is intended to create consistent information to the community. The policy nominates the standard collection service and variations used for multi-unit developments and residential care developments. It highlights Council's position about the access to services by Commercial and Industrial premises, schools, kindergartens, Child Care centres, community groups, and "not for profit" organisations. It also addresses those seeking provision for additional bin services. The policy provides the community information about the locations for which services are available, and the basis upon which services might be extended. Locations are defined by plans that are incorporated into the document.

The policy also formalises rules associated with kerbside collections, particularly in relation to bin placement, and replacement of stolen and damaged bins, and brings them in line with the Council's Local Laws and requirements under existing contracts for the provision of collection services.

Moved by Cr Abdullah
Seconded by Cr Summer

That the Council adopt the revised Kerbside Landfill Waste, Recycling and Organics Collection Policy 91.POL1

CARRIED.

Background

The existing Kerbside Landfill Waste, Recycling and Organics Collection Policy (Policy Number 91.POL1) which was adopted on 20 October 2015 is quite narrow in its scope. It is proposed that the proposed policy supersedes existing policy. The broader policy takes account of the questions and issues arising from the introduction in November, 2015 of the revised kerbside collection service.

One key element is the introduction of sanctions for properties which contaminate their recycling and organics bins. The implications for contractors downstream are significant and lead to otherwise recyclable material going to landfill. Council is continually striving to lower its recycling and organics contamination sent to its Recycling and Composting Contractors.

6. INFRASTRUCTURE DIRECTORATE

6.1 Kerbside Landfill Waste, Recycling and Organics Collection Policy (continued)

Other adjoining councils have introduced similar sanctions to those proposed within the policy and recommend these sanctions as a key deterrent to ongoing contamination. The kerbside collection contractor has provided video and photographic evidence to identify recalcitrant offenders.

The updated policy clarifies service accessibilities for different communities and commercial groups. It is streamlined to account for new contractual agreements with kerbside collection contractor. This policy also outlines the procedures to supply compostable bags and kitchen caddies which are the key components for the FOGO (food organics and garden organics) service.

Council Plan/Key Strategic Activity

Council Plan Topic 2.1 - Ensure the environment is a major priority in planning for the future includes the strategy "Review, adopt and commence implementation of the Waste Management Strategy.

The Kerbside Landfill Waste, Recycling and Organics Collection Policy is a key support for Council's Waste Management Strategy and provides guidance to the community regarding Council's implementation of the strategy.

Risk Management

Whilst Council's Contracts require the Contractor to bear the risk of high levels of contamination within both the recyclables and organics stream, they can argue that they have no control over the product received and there is a reasonable onus on Council to educate the community. The Contractor is aware that they are bearing the risks associated with contamination. The Contract includes the onus on the receiver to remove and dispose of contamination at their cost. The risk is that ongoing high levels of contamination reduce the profitability of the service and that this may reduce their viability, particularly for the organics processor. This could potentially lead to questions around legal fairness.

Risks	Likelihood	Consequence	Rating	Mitigation Action
Potential failure of or Contractual issues with organics processing Contractor	Possible	Moderate	Moderate	Combination of community education and sanctions against properties who repeatedly contaminate bins
Public perception if quantities of contamination going to landfill remain high	Likely	Moderate	Moderate	Combination of community education and sanctions against properties who repeatedly contaminate bins

6. INFRASTRUCTURE DIRECTORATE

6.1 Kerbside Landfill Waste, Recycling and Organics Collection Policy (continued)

Policy Considerations

This provides a policy framework for Kerbside Landfill Waste, Recycling and Organics Collection.

Financial Implications

There are no financial implications associated with the adoption of this policy as the policy will formalise systems and arrangements already being applied.

Legal/Statutory Implications

The move to increase the level of organics recycling derives directly from State Policy. The Environment Protection Act has been amended to legislate development of Regional Waste and Resource Recovery Development Plans. Increasing landfill levies also impact the ongoing cost of taking material to landfill.

Environmental/Sustainability Impacts

The policy intends to maximise the level of retrieval of recyclables and organics from the waste stream and minimise waste going to landfill.

Social Implications

The policy confirms approval arrangements made under the kerbside collection contract which provides that Council may, subject to approval through the Home and Community Care assessment process, provide services within a site where the occupier is too elderly or frail, or otherwise unable, to put out the Bins at the kerbside.

Economic Impacts

The policy confirms the areas serviced under the kerbside collection Contracts and includes an economic assessment as part of any extension.

Consultation

The Council has conducted a significant campaign associated with the introduction of the food organics into the service collection and associated material that comprises contamination within that service.

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Extent and requirements associated with kerbside landfill waste, recyclables and organics service.	Newspaper, radio and television publicity Pamphlets and Fridge Magnets were distributed with all new services.
Consult	The introduction of food organics was a recommendation from the Waste Management Strategy process.	Public meetings and associated publicity, public comment and feedback.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

6. INFRASTRUCTURE DIRECTORATE

6.1 Kerbside Landfill Waste, Recycling and Organics Collection Policy **(continued)**

Strategic Links

a) Greater Shepparton 2030 Strategy

The Environment and Infrastructure sections of the Strategy contain broad statements about future waste management, but nothing specific at a kerbside level.

b) Other strategic links

The Waste and Resource Recovery Management Strategy 2013-2023 provides the strategic direction of Council in relation to waste and resource recovery. It includes moves to reduce the size of landfill waste bins, primarily through pricing mechanisms, introduction of food organics services and making the service compulsory in urban areas and provision of at-door services to the elderly and frail.

Conclusion

The proposed policy provides a framework to the community of Council's expectations for kerbside collection services and publically available information as to how those services will be delivered. With this information, Council will improve consistency of services and is better able to control on-going issues such as contamination. The policy supports Council's commitment to reducing waste to landfill by ensuring that kerbside collection services facilitating the segregation of waste at the source are available to as many domestic residences within Council area provided it is economically feasible.

Attachments

Kerbside Landfill Waste, Recycling and Organics Collection Policy Page 193

6. INFRASTRUCTURE DIRECTORATE

6.2 Part Road Closure and Sale Laneway Abutting Byass Street

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Coordinator Property

Proof reader(s): Manager Strategic Assets

Approved by: Director Infrastructure

Executive Summary

Council has received an application from a business owner in William Street Shepparton to close a 30 square metre section of a laneway which abuts the rear of the business.

This will allow the business owner to use the section of laneway for expansion of the business. The laneway is unnamed and is not used by any other businesses for access purposes and will not restrict or impede any other businesses in the area.

Moved by Cr Oroszvary

Seconded by Cr Hazelman

That the Council:

1. In accordance with Clause 3 of Schedule 10 and section 206 and 223 of Local Government Act 1989 (the Act), public notice be given in the Shepparton News of the Council's intention to discontinue an area of approximately 36m² of a laneway abutting Byass Street Shepparton for the purposes of being subdivided and transferred to the abutting owners at 5-11 Williams Road, Shepparton.
2. The public notice stipulate that persons may make submissions on the proposed road discontinuance in accordance with Section 223 of the Act and that written submissions must be received by 21 July 2017.
3. the Chief Executive Officer be authorised to undertake the administrative procedures necessary to enable the Council to carry out its functions under section 223 of the Act in relation to this matter.
4. that if submissions are received under section 223 of the Act:
 - a) a special meeting of the Council be convened to hear from any person or persons who request to be heard in support of a section 223 written submission and, if required, the special council meeting be held "at a time and date to be determined" in the Council Offices at 90 Welsford Street, Shepparton, and
 - b) report on any section 223 submissions received by the council, along with a summary of any hearings held, be provided to the ordinary council meeting; and

6. INFRASTRUCTURE DIRECTORATE

6.2 Part Road Closure and Sale Laneway Abutting Byass Street (continued)

if no objections are received within the prescribed period, the Council resolves to formally discontinue an area of approximately 36m² of a laneway abutting Byass Street Shepparton and the rear of the premises at 5-11 Williams Road Shepparton without further resolution of the Council.

CARRIED.

Background

The owners of a business at 5-11 Williams Road Shepparton have asked Council to consider closing part of a laneway that abuts the rear of their premises to allow that business to use the area for further expansion of their business. The laneway use to extend from Williams Road to Byass Street but in 2010 a portion of the laneway that was used by the business at 5-11 Williams Road, and was enclosed within their business, was closed and sold to that business operator. The remainder of that laneway remains open and is used by a number of local businesses to access their premises.

The portion of laneway that is being considered in this proposal is at the end of that laneway, abuts two businesses only and is used by one of those businesses for the storage of materials. The closure of this portion of laneway will not affect any other business in that area, other than requiring one business to relocate the materials they are currently storing on the site back to within the boundaries of their own site or further along the laneway. There is a third business which has a roller door access on to the laneway but the closure of the portion being considered will not impact on the use of that rollerdoor. Please see attached photos of the site.

Council Plan/Key Strategic Activity

This proposal is consistent with this document. The strategic objective, Growth, identifies an action as “*Facilitate residential, commercial and industrial development across Greater Shepparton.*”

Risk Management

The closure of this portion of laneway will not impact on any adjoining businesses or cause any inconvenience to ratepayers or users of the remainder of the laneway.

Policy Considerations

The proposed closure of part of the laneway and sale does not conflict with Council's policies. The Asset Management Policy states that the Council is committed to maximising resources to achieve the best outcome for the community

Financial Implications

The cost of the closure and sale, including subdivision costs and advertising, would be met by the business owners. The portion of laneway would be valued and sold to the business owners at the valuation price which would represent income to Council.

Legal/Statutory Implications

This procedure is being undertaken in compliance with the *Local Government Act 1989*. Section 206 Clause 3 of schedule 10 provides the Council with the power to close a road reserve and transfer the land. This will enable the land to be subdivided and transferred to the subdivision owners.

6. INFRASTRUCTURE DIRECTORATE

6.2 Part Road Closure and Sale Laneway Abutting Byass Street (continued)

Environmental/Sustainability Impacts

This proposal does not have any Environmental/Sustainability Impacts which need to be considered.

Social Implications

This proposal does not have any Social Implications but will assist the developer in achieving the best outcomes.

Economic Impacts

There will be no Economic Impacts on Council's budget as the developer will pay all costs.

Consultation

A number of relevant Council departments have been consulted, including planning, projects and road management. All of the relevant authorities have been approached and none of those authorities have assets located in the portion of laneway and therefore have not objected to the proposed closure and sale.

Officers believe that adequate consultation has occurred and this matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

This proposal is consistent with the Greater Shepparton 2030 Strategy as one of the supporting principles is identified within the Infrastructure section that "*The provision and restructure of urban and rural infrastructure to enhance the performance of the municipality and facilitate growth.*"

Conclusion

That Council give public notice of its intention to close a 36m² portion of the laneway abutting the premises at 5-11 Williams Road, Shepparton for the purpose of being subdivided and transferred to the abutting business owners.

Attachments

Part Road Closure and Sale Laneway Abutting Byass Street - Plan Page 225

6. INFRASTRUCTURE DIRECTORATE

6.3 Road Management Plan

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Manager Works and Waste

Proof reader(s): Team Leader Works

Approved by: Director Infrastructure

Executive Summary

As reported to Council on the 18 April 2017, staff have reviewed and proposed amendments to the Road Management Plan to ensure alignment with current policy, operational objectives and available resources.

The Road Management Plan is a statutory document that describes Council's road assets and the processes to manage the network. This includes Council's regime for inspecting the road network to discover defects and the regime for responding to and implementing repairs.

In summary, the amendments included changes to the defect descriptions and response times for both roads and pathways, forming appendix 3 and appendix 4 of the Road Management Plan. A copy of the updated Version 5 of the Plan is attached to this report.

The Draft Road Management Plan (Version 5) was placed on public exhibition for a period of 28 days in accordance with Section 223 of the *Local Government Act 1989* to allow for public submissions. Notices were placed in the *Victorian Government Gazette* and *Shepparton News* on 21 April 2017.

The public exhibition period ended at 5:00pm on 19 May 2017 with no submissions being received.

This report seeks a resolution of Council to adopt Version 5 of the Road Management Plan.

Moved by Cr Patterson
Seconded by Cr Summer

That the Council adopt the Road Management Plan - Version 5.

CARRIED.

Background

In accordance with Part 3 of the *Road Management (General) Regulations 2016*, each incoming Council must review its Road Management Plan during the same period as it is preparing its Council Plan under the *Local Government Act 1989*. Section 125(1) of that Act requires each municipal council to prepare a Council Plan within the period of 6 months after each general election or by the next 30 June, whichever is later.

6. INFRASTRUCTURE DIRECTORATE

6.3 Road Management Plan (continued)

Councils Road Management Plan was first adopted in February 2005 and has been regularly reviewed as listed below:

- Version 1 – adopted by Council on 1 February 2005
- Version 2 – adopted by Council on 3 June 2008
- Version 3 – adopted by Council on 28 September 2009
- Version 3A – adopted by Council on 23 November 2011. Included amendment to defect description for footpath (item 4.2.4)
- Version 4 – adopted by Council on 16 July 2013. Included updated formatting and standardisation of the document.

The latest proposed changes to the plan were detailed in the report resolved by Council on the 18 April 2017, Council resolved inter alia:

That the Council:

1. endorse the Draft Road Management Plan - Version 5
2. authorise the Chief Executive Officer to:
 - a) give public notice of the Draft Management Plan – Version 5 in the Government Gazette and the Shepparton News
 - b) stipulate in the public notice that persons may make a submission on the Draft Road Management Plan - Version 5 in accordance with Section 223 of the Local Government Act (the Act) and that written submissions must be received by 5.00pm, 19 May 2017;
 - c) to undertake the administrative procedures necessary to enable the Council to carry out its functions under section 223 of the Act in relation to this matter;
3. hold a Special Council Meeting at a time and date to be confirmed to hear any person wishing to be heard in support of their submission on any proposal contained in the Draft Road Management Plan - Version 5 in accordance with section 223 of the Local Government Act 1989
4. consider all written submissions on any proposal contained within the Draft Road Management Plan - Version 5.

The public exhibition period ended at 5:00pm on 19 May 2017 with no submissions being received.

Council Plan/Key Strategic Activity

From the 2013 – 2017 Council Plan

Council Goal 4 – Quality Infrastructure (Built) – We will provide and maintain urban and rural infrastructure to support the development and liveability of our communities.

Risk Management

The Road Management Plan is structured to minimise risk of injury to road users and identify defects in time and repair to prevent premature failure of assets.

The Road Management Plan establishes a management system for the road management functions of Council which is based on policy, operational objectives and available resources. It is also used to establish the service standards which Council is required to meet in the discharge of those road management functions.

Policy Considerations

No Council policies are impacted by the proposed amendments to the Road Management Plan.

6. INFRASTRUCTURE DIRECTORATE

6.3 Road Management Plan (continued)

Financial Implications

The proposed amendments to the Road Management Plan and resulting changes to service levels will be factored into the road and pathway maintenance budgets within the Works Department.

Legal/Statutory Implications

The Road Management Plan is consistent with the Local Government Act (1989), the Road Management Act (2004) and the Road Management (general) Regulations 2016.

Environmental/Sustainability Impacts

There are no Environmental/Sustainability impacts associated with the adoption of the amended Road Management Plan.

Social Implications

The proposed amendments to the Road Management Plan maintains and improves on the existing service levels and standards for the maintenance of Council's road and pathway infrastructure.

As there is no lowering of any service levels or standards the amendments should not result in any negative social impacts.

Economic Impacts

The proposed amendments to the Road Management Plan maintains and improves on the existing service levels and standards for the maintenance of Council's road and pathway infrastructure.

As there is no lowering of any service levels or standards the amendments should not result in any negative economic impacts.

Consultation

A notice was placed in the Government Gazette, and in the Shepparton News daily paper to inform the public and seek submissions to the proposed amendments forming version 5 of the Road Management Plan.

The advertisements invited the public to view the draft Road Management Plan via Council's web site. Copies were also made available to be viewed (and copied) from Council's Welsford Street Office. The offer to make submissions to the draft Road Management Plan remained open for a minimum period of 28 days.

Once adopted by Council, Version 5 of the Road Management Plan will be accessible through Council's website.

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Inform the public of the review and the proposed amendments to the Plan	Local print, social media and Government Gazette. Make available a copy of the Road Management Plan on web site and at Welsford Street Office.
Consult	Accept and consider any and all submissions from the public	Workshop any ideas submitted by the public and consider their inclusion in the document.

6. INFRASTRUCTURE DIRECTORATE

6.3 Road Management Plan (continued)

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Involve	Seek clarification on the submissions as necessary.	Acknowledge the receipt of submissions and follow up if further clarification is required.
Collaborate	Follow up with the public on the submissions made and any changes to the document	Give careful consideration to all the submissions received and present the submissions along with the final plan to Council for adoption.
Empower	Encourage the public to be involved in the process	Promote the adoption of the final Road Management Plan and the resulting service levels.

Strategic Links

a) Greater Shepparton 2030 Strategy

Infrastructure – The provision and restructure of urban and rural infrastructure to enhance the performance of the municipality and facilitate growth – 6. To ensure the safety and efficient functioning of the roads for a variety of users.

b) Other strategic links

Local Government Act (1989)

Road Management Act (2004)

Road Management (General) Regulations (2016)

Conclusion

Once adopted by Council, Version 5 of the Road Management Plan will be accessible to the public through Council's website.

The service levels and standards described in the plan will become the minimum commitment to undertake our obligations under the Road Management Act. However, Council staff, wherever possible, will undertake maintenance to a higher level to ensure the integrity and sustainability of road and pathway infrastructure.

Attachments

Road Management Plan - Version 5 Page 227

6. INFRASTRUCTURE DIRECTORATE

6.4 Contract No 1760 - Provision of Drainage Maintenance Services

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest..

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Team Leader Works

Proof reader(s): Manager Works and Waste

Approved by: Director Infrastructure

Executive Summary

Greater Shepparton City Council currently uses drainage maintenance services on an as needs basis through various companies.

The current aggregate expenditure in these activities exceeds the allowable limits provided in the Local Government Act and under Council's Procurement Policy.

Council advertised the tender for Drainage Maintenance Services in February 2017. Eight tenders were received and assessed in accordance with Council's Procurement Policy.

This report seeks Council endorsement for the preferred tenderer to be appointed as a Sole supplier.

Moved by Cr O'Keeffe

Seconded by Cr Oroszvary

That the Council:

1. accept the tender submitted by Toxfree for Contract 1760 Supply of Provision of Drainage Maintenance Services for the schedule of rates price estimate of \$315,576 over a three year period or \$420,767 with a one year extension (including GST);
2. authorise the Chief Executive Officer to award the initial contract for a term of 3 years with the optional contract extension of one year;
3. authorise the Chief Executive Officer to sign and seal the contract documents.

CARRIED.

6. INFRASTRUCTURE DIRECTORATE

6.4 Contract No 1760 - Provision of Drainage Maintenance Services (continued)

Contract Details

Contract 1760 is for the Provision of Drainage Maintenance Services to the municipality of Greater Shepparton.

The appointment of a contractor will provide labour and equipment to support Council staff to maintain the underground drainage systems throughout the municipality. Council has previously procured these services under quotations and now wishes to formalise these arrangements through a longer term contract. The services to be provided include:

- Clearing and flushing of drains,
- Cleaning of drainage pits, pump stations, penstocks pits and GPT installations,
- CCTV Inspections of drains,
- CCTV Condition Inspections of drains and pits
- Provision of support for emergency response activities and
- Advice and consultancy services

The initial contract will be a three year contract with the option of extending the contract for an additional one year period.

Tenders

Tenders were received from:

Tenderers
ToxFree Australia Pty Ltd
Environmental Services Group Pty Ltd
RSP Environmental Services
Veolia Water Network Services Pty Ltd
Cleanaway Industrial Solutions Pty Ltd
GMA Waste Water Services Pty Ltd
A&L Pipe-Eye Pty Ltd
Interflow Pty Ltd

Tender Evaluation

Tenders were evaluated by:

Title	Branch
Manager	Works & Waste
Team Leader	Works
Coordinator Drainage & Maintenance	Works
Group Coordinator	Assets

Evaluation Criteria

Tenders were evaluated on the following criteria:

Evaluation Criteria	Weighting
Price	45%
OH&S	10%
Previous Experience	15%
Quality Systems	10%
Environmental Sustainability	10%
Benefit Local Region	10%

6. INFRASTRUCTURE DIRECTORATE

6.4 Contract No 1760 - Provision of Drainage Maintenance Services (continued)

Council Plan/Key Strategic Activity

High Performing Organisation (Leadership & Governance)

Ensure strong internal systems and processes to ensure best practice delivery of services for the community.

Greater Shepparton City Council will provide value for money services, best practice internal systems and processes and an organisation continuous improvement culture to maximise council performance in delivering service to meet the needs of the community.

Risk Management

The implementation of this contract will align Council departments and ensure that appropriately qualified, experienced and capable contractors undertake these activities for Council and increase council's compliance with the Local Government Act 1989.

Policy Considerations

The undertaking of this contract provides compliance with Councils Procurement Policy.

Financial Implications

The total estimated liability of this procurement is approximately \$286,887 over a three year period or \$382,515 with a one year extension.

Legal/Statutory Implications

Tender process has been carried out according to the requirements of *Section 186* of the *Local Government Act 1989*.

Environmental/Sustainability Impacts

As part of the tender process, tenderers were evaluated on their commitment to the environment. Tenderers were required to declare if they had a formal environmental certification under AS14000 2007, and/or to demonstrate they had company systems in place to ensure their business did not negatively impact on the environment.

Strategic Links

a) Greater Shepparton 2030 Strategy

The proposal supports the principals of the Greater Shepparton 2030 Strategy. The required works are in accordance with the GS2030 Strategy under Infrastructure, Urban Rural Services, Objective 1 – To provide sustainable infrastructure to support the growth and development of the municipality.

b) Other strategic links

Nil

Conclusion

The tender evaluation process has been completed and it is the recommendation of the Tender Evaluation Panel that Sole Supplier as recommended is awarded the contract.

Attachments

Nil

7. COMMUNITY DIRECTORATE

7.1 Section 86 Committees of Management - Membership Appointments

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Committees and Cemeteries Operations Officer

**Proof reader(s): Team Leader Community Strengthening,
Acting Manager Neighbourhoods**

Approved by: Director Community

Executive Summary

In accordance with Greater Shepparton City Council CEO Directive 07.CEOD2 section four, members of special committees (established under Section 86 of the *Local Government Act 1989*), can only be appointed by a formal resolution of Council.

Council has received an Application for Appointment from a community member to join the Congupna Recreation Reserve and Community Centre Committee of Management and it is recommended that Council endorse this appointment.

**Moved by Cr Giovanetti
Seconded by Cr Patterson**

That the Council:

1. having considered the application received for appointment to the Congupna Recreation Reserve and Community Centre Committee of Management appoint the following applicant to the existing committee, term commencing 21 June 2017 and concluding 18 September 2018:
 - Geoff JACOBSON
2. resolve that all members (who are not Councillors or nominated Officers) of the Congupna Recreation Reserve and Community Centre Committee of Management continue to be exempt from the requirement to complete Interest Returns in exercise of power granted to Council under section 81(2A) of the *Local Government Act 1989*.

CARRIED.

Background

Congupna Recreation Reserve and Community Centre Committee of Management

At the Ordinary Council Meeting held on 16 August 2016 five applicants were appointed to the Congupna Recreation Reserve and Community Centre Committee of Management for a term of two years concluding 18 September 2018.

A further Application for Appointment has now been received and it is recommended that this application be accepted and the community member appointed to the existing committee's term commencing 21 June 2017 concluding 18 September 2018.

7. COMMUNITY DIRECTORATE

7.1 Section 86 Committees of Management - Membership Appointments (continued)

Council Plan/Key Strategic Activity

This proposal supports the following goals of the *Council Plan 2013-2017*:

- Goal 1 – Active & Engaged Community (Social)
- Goal 4 – Quality Infrastructure (Built)
- Goal 5 – High Performance Organisation (Leadership and Governance)

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Governance risk associated with the delegation of Council powers to a committee	Possible	Major	High	The appointment of members by formal resolution of the Council reduces governance risks by ensuring that all members of a committee are covered by Council's public liability insurance.

Policy Considerations

There are no conflicts with existing Council policies.

Financial Implications

There are no financial implications arising from this proposal.

Legal/Statutory Implications

All of Council's Committees of Management have been established under Section 86 of the *Local Government Act 1989* and have been issued with an Instrument of Delegation and Guidelines outlining their responsibilities.

The appointment and rescinding of membership to Section 86 committees of management by formal resolution of the Council ensures that the powers, functions and duties delegated to these committees are able to be exercised legally.

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts arising from this proposal.

Social Implications

The appointment of community members to committees helps to build a sense of community by increasing stakeholder participation and giving community members a greater sense of pride and involvement in their local community

Economic Impacts

There are no economic impacts arising from this proposal.

7. COMMUNITY DIRECTORATE

7.1 Section 86 Committees of Management - Membership Appointments (continued)

Consultation

The Congupna Recreation Reserve and Community Centre Committee of Management have been informed that Council has received an Application for Appointment for an additional committee member.

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Keep informed	<ul style="list-style-type: none"> • Newspaper advertisements • Website announcement • Letters to outgoing committee members
Consult	Informed, listen, acknowledge	Council will consult with its committees prior to making decisions that relate to the relevant facilities.
Involve	Work together. Feedback is an input into decision making.	Committees provide an important source of feedback for Council to manage the facilities.
Collaborate	Feedback will be incorporated into decisions to the maximum level possible.	Council collaborates with its committees prior to making decisions that relate to the relevant facilities.
Empower	We will implement what the public decide.	Committees of Management have delegated powers to make decisions in relation to the day to day management of the facilities that they are responsible for.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

There are no direct links to the *Greater Shepparton 2030 Strategy*.

b) Other strategic links

No other strategic links have been identified.

Conclusion

It is recommended that the abovementioned applicant be appointed to the appropriate Section 86 Committees of Management in accordance with this report.

Attachments

Nil

7. COMMUNITY DIRECTORATE

7.2 Review and revision of the Shepparton Art Museum Collection Development Policy

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Shepparton Art Museum Administrator

Proof reader(s): Shepparton Art Museum Director

Approved by: Shepparton Art Museum Director

Other: Director Community

Executive Summary

The Shepparton Art Museum Collection Development Policy was adopted on 20 September 2011 and last reviewed 25 October 2013. This policy is due for review, and minor changes have been made to ensure the document is relevant and current.

The following minor changes have been made;

#	Heading	
1.4	Contemporary Aboriginal & Torres Strait Islander Art and Ceramics	<u>Included:</u> This is an acquisitive award, and where funds allow, other works are also considered for acquisition. <u>Removed:</u> With three acquisition prizes annually
2.4	Purchase of emerging and mid-career Australian Artists	<u>Included:</u> MID-CAREER in heading and throughout 2.4.
5.	Growing capacity	<u>Included:</u> In 2014, the sum of \$530,000 was transferred to the SAM Foundation to manage. Interest, minus reasonable administrative costs, will be paid by the Foundation to SAM for acquisitions annually.
	Review	<u>Included:</u> Every three years <u>Removed:</u> Biennially

Moved by Cr Hazelman
Seconded by Cr Summer

That Council adopt the revised Shepparton Art Museum Collection Development Policy.

CARRIED.

7. COMMUNITY DIRECTORATE

7.2 Review and revision of the Shepparton Art Museum Collection Development Policy (continued)

Background

The SAM Collection Development Policy provides parameters for collection development for the Art Museum, as well as the strategic growth of the collection. It details SAM's collection areas, acquisition guidelines and approval process, access to collections and growing capacity, as well as the deaccessioning policy.

Council Plan/Key Strategic Activity

Active & Engaged Community (Social)

1.5 Embrace and strengthen cultural harmony and diversity

1.6 Value arts, culture and heritage as an integral part of our dynamic community

Risk Management

There are no identifiable risks associated with the proposed changes.

Policy Considerations

There is no impact on existing policies as a result of the proposed changes to the SAM Collection Development Policy.

Financial Implications

There are no financial implications as a result of the proposed changes.

Legal/Statutory Implications

There are no legal implications as a result of the proposed changes.

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts as a result of the proposed changes.

Social Implications

As the Shepparton Art Museum Collection Development Policy informs the Shepparton Art Museum Advisory Committee, ensuring that this document is kept up to date and relevant enables the SAM Advisory Committee to make informed decisions. The SAM Advisory Committee is a way for the community to engage with the Art Museum's operations.

Economic Impacts

There are no economic implications as a result of the proposed changes.

Consultation

The proposed changes to the SAM Collection Development Policy have been circulated to the SAM Advisory Committee, prior to the 29 March 2017 meeting.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

7. COMMUNITY DIRECTORATE

7.2 Review and revision of the Shepparton Art Museum Collection Development Policy (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy

Community Life: Lifelong Learning

2. To promote learning through arts and culture programs

Community Life: Health and Social Services

2. To encourage and implement activities that will strengthen community spirit.

These will be achieved using the SAM Collection, which is directly influenced by the SAM Collection Development Policy.

Conclusion

The Shepparton Art Museum Collection Development Policy is an essential document to the operations of the Art Museum, and endorsing the proposed amendments will ensure that the policy stays current, in order to inform the Art Museum's acquisition process and development of the Collection.

Attachments

Shepparton Art Museum - Collection Development Policy Page 249

7. COMMUNITY DIRECTORATE

7.3 Murchison Community Plan Review 2017

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Community Development Officer

Proof reader(s): Community Development Coordinator,

Community Strengthening Team Leader, Acting Manager Neighbourhoods

Approved by: Director Community

Executive Summary

Greater Shepparton City Council has a firm commitment to developing Community Plans in small towns, localities and neighbourhoods. This commitment is in line with the Council Plan 2013-2017, and is an essential means of increasing social capital within the municipality. The Community Planning Policy recommends Community Plan Committees review existing Community Plans every 5 years to ensure that the plans are relevant and reflect the ever-changing communities that they represent. Over the past several months, the Murchison Community Plan Steering Committee, in partnership with Council, has consulted with the residents of Murchison to renew their existing 2011 Community Plan and identify new opportunities and actions. Following an extensive consultation period, the draft Murchison Community Plan was presented to the public for comment and feedback. The 2016 Murchison Community Plan has now been finalised and is being presented to Council for endorsement.

Moved by Cr Abdullah

Seconded by Cr Oroszvary

That the Council:

1. endorse the updated Murchison Community Plan 2017;
2. acknowledge the valuable contribution Murchison residents have made to the update of their Community Plan.

CARRIED.

Background

Greater Shepparton City Council is committed to partnering with small towns, neighbourhoods and localities in the development and review of Community Plans.

Residents living within the Murchison area and close surrounds were invited to work in partnership with Council to undertake the 5 year review of their Community Plan for the area. It should be noted that while Council encourages groups to review their plan every 5 years, the Murchison Community Plan review occurred on the sixth year. The community were supportive of this approach, driven by the Murchison Community Plan Steering Committee. Local residents and those who do not live in the area but who utilised the area's facilities were encouraged to provide input into the plan's development.

7. COMMUNITY DIRECTORATE

7.3 Murchison Community Plan Review 2017 (continued)

The Murchison Community Plan Steering Committee guided the consultation process from beginning to end. Extensive consultation occurred with the sole intention of targeting every demographic present in the area. Residents and Council Officers continually cross-checked their consultation activities with the central question of “how can we hear every voice in Murchison?”

Consultation methods included:

- Community surveys available at the Murchison swimming pool, primary school, post office and neighbourhood house, as well as online (GSCC). 50 surveys were completed.
- One-to-one conversations at the Murchison Australia Day event at the swimming pool. This event was attended by a large portion of the Murchison population and many ideas were received and noted on butchers paper.
- A “community conversation” evening in which local residents were invited to attend an informal discussion at the Murchison Community Centre and provide their feedback towards the plan.
- A “What’s Happening In Your Town” event which brought together all the local organisations and clubs within Murchison to discuss the Community Plan. Representatives were present from organisations such as Lions, the Recreation Reserve, Neighbourhood House and the Primary School.

During the consultation, residents were asked to review the 2011 Community Plan and suggest any changes they thought were relevant. The 2017 updated plan comprises of the 2011 plan with updated data and actions. Updated data includes new demographic information, removal of redundant information and new photos to give the document a fresh new look.

The 2017 Community Plan includes all incomplete actions from the 2011 plans as well as new actions identified in the recent consultation. The following actions are a combination of the highest priorities for the 2011 and updated plan.

- Support the provision of children’s services/facilities (i.e. participation in the creation of the Murchison Youth SPOT)
- Engage with Council and Recreation Reserve to develop a master plan, which will incorporate a playground
- Support all community events (eg Cinema nights, Carols by candlelight, market days, Murch Mile, wine tasting, etc.)
- Support the Swimming Pool Committee
- Support the development of a tourism strategy for Murchison (signage, website and heritage tours)
- Extend the Rail Trail to Murchison East
- Advocate for the extension of the Rail Trail to Rushworth
- Continue to support the development and operation of Days Mill
- Footpath, curb and channel installation and upgrades
- Creation of 4 iconic town entrances
- Support the building and development of the Murchison Men’s Shed
- Support a cleaner, greener Murchison (i.e. Clean up Australia Day)
- Support the development of accommodation options for older adults and local income earners in partnership with local groups.
- Construction of a boat ramp (determine appropriate venue)
- Community classes
- Revamp of Meteorite Park

7. COMMUNITY DIRECTORATE

7.3 Murchison Community Plan Review 2017 (continued)

- Conversion of toilets to composting type
- Support/encourage activities arranged by Council and other local organisations
- Cycling path to Tatura
- Sculpture installed on Rail Trail
- Establish Park Run in Murchison
- Preservation, restoration and maintenance of heritage buildings
- Development of a gym
- Youth support services
- Encourage diversity in business to increase employment opportunities
- Increase retail opportunities
- Attract café to the riverbank
- Better management of public space around Campbell's Bend
- Signage indicating the location of community services
- Streetscape/beautification of the main street, including roads and landscaping
- Safe crossing point – Pub to Post Office including options for traffic lights
- Improve parking on main street
- Advocate for a truck bypass around town
- Upgrade Tatura/Murchison Road

The draft Community Plan was released for public comment over a three week period, commencing April 26 and ending May 17 2017. The draft plan was available for viewing (and feedback) at the Murchison Primary School, Post Office and Neighbourhood House, as well as the Greater Shepparton City Council website. A News Alert appeared on Council's website advising of the draft plan's availability, and this was also advertised via our social media platforms. Residents were asked to provide feedback in terms of what they liked and disliked about the plan and what should be added.

Some actions identified in the Community Plan are capital projects, and will require access to future capital budget bids. Other actions are smaller community based projects and will require operational stream funding. The Murchison Community Plan Steering Committee will seek access to funds via community resources, Council and State and Federal funding avenues. Some identified actions are not the responsibility of Greater Shepparton City Council to deliver. In these instances, the Steering Committee will assume an advocacy role, with assistance from Council where appropriate.

Internal consultation has also occurred with a number of Greater Shepparton City Council departments to identify areas of collaboration within the proposed Community Plan actions. Consultation occurred with Events and Tourism, Strategic Planning, Projects, Design, Children and Youth Services, Investment Attraction, Waste, and Parks, Sport and Recreation.

Council Plan/Key Strategic Activity

The endorsement of the Murchison Community Plan is inherently linked to the Council Plan 2013-2017, particularly in the following objectives:

- Goal 1 – Active and Engaged Communities (Social)
- Objective 1 – Continue to enhance community capacity building

Risk Management

The endorsement of the Murchison Community Plan will strengthen community planning and improve social capacity, and result in a reduced risk to Council.

7. COMMUNITY DIRECTORATE

7.3 Murchison Community Plan Review 2017 (continued)

Policy Considerations

The endorsement of the Murchison Community Plan will support existing Council policies.

Financial Implications

The endorsement of the Murchison Community Plan is set within the Council context of existing financial constraints. Community plan priorities stemming from the Community Plan (which require funding) will be assessed through the existing Community Plan Implementation Budget (via Expression of Interest and Project Proposal Forms), external government departments and/or philanthropic trusts.

	2016/2017 Approved Budget for this proposal*\$	Comments
Available Budget	\$5,000	
Expense	\$300.08 (Total expenses including consultation activities)	Cost of review of plan aligns well within allocated budget
Net Result	\$4,699.92 Can be used for printing and promotion of the Community Plan	Cost of implementing actions within Murchison Community Plan will be subject to individual funding applications.

¹ Budgets are GST exclusive

² For Contract Award reports the GST inclusive expense shall match the amount reported in the recommendation

Legal/Statutory Implications

The Murchison Community Plan development is consistent with the Local Government Act 1989 and the Victorian Charter of Human Rights and Responsibilities Act (2006).

Environmental/Sustainability Impacts

The plan identifies environmental benefits such as beautification of the river area and advocacy for continued maintenance of natural assets and parks.

Social Implications

The Murchison Community Plan was reviewed in consultation with the wider community and is reflective of the needs of that community as identified by local residents. Several social priorities were highlighted which add to assets already existing in the area and also align with the principles of asset based community development. The plan identifies many social benefits from connectivity through to activities and community events, youth support services and community classes.

Economic Impacts

The Murchison Community Plan includes actions that are aimed at stimulating economic activity and business within the area.

7. COMMUNITY DIRECTORATE

7.3 Murchison Community Plan Review 2017 (continued)

Consultation

The 2017 Murchison Community Plan has been developed after extensive consultation with the Murchison community. Consultation methods included:

- Community surveys available at the Toolamba swimming pool, primary school, post office and neighbourhood house, as well as online (GSCC). 50 surveys were completed.
- One-on-one conversations at the Murchison Australia Day event at the swimming pool. This event was attended by a large portion of the Murchison population and many ideas were received and noted on butchers paper.
- A “community conversation” evening in which local residents were invited to attend an informal discussion at the Murchison Community Centre and provide their feedback towards the plan.
- A “What’s Happening In Your Town” event which brought together all the local organisations and clubs within Murchison to discuss the Community Plan. Representatives were present from organisations such as Lions, the recreation reserve, neighbourhood house and the primary school.
- Additional three week consultation on the draft Community Plan occurred.

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Keeping the community informed of the development of the Community Plan	Surveys Flyers GSCC website Social media
Consult	Discuss ideas for future priorities for the town	Community consultation events such as Australia Day event, community conversation evening and community organisation’s stakeholder meeting
Involve	Feedback is vital to contributing to decision making	Three week feedback period for community members to make comment on the draft Community Plan
Collaborate	Feedback will be incorporated into decision making to the maximum level possible	Partnerships between Council and Murchison Community Plan Steering Committee – collaboration through meetings
Empower	The Murchison community have ownership of this plan and will actively drive the implementation of the priorities within	Plan is endorsed not adopted by Council thus creating ownership by the community

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

7. COMMUNITY DIRECTORATE

7.3 Murchison Community Plan Review 2017 (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy

Direction 2 – Community Life

b) Other strategic links

Greater Shepparton City Council – Community Development Framework

Greater Shepparton City Council – Community Engagement Strategy

Greater Shepparton City Council – Community Plan Implementation Policy

Conclusion

The review of the Murchison Community Plan has been enthusiastically driven by the Murchison community and developed through widespread consultation with the local population. The Murchison Community Plan contains the vision and associated actions and priorities for the area. Officers recommend the endorsement and continuing support of the plan.

Attachments

Murchison Community Plan 2017 Page 263

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Team Leader Corporate Accounting

Proof reader(s): Manager Finance & Rates

Approved by: Director Corporate Services

Executive Summary

The report presents the 2017/2018 Budget for Adoption.

The 2017/2018 Budget was endorsed by Council on 18 April 2017. Public notice was given on 21 April 2017 and submissions invited. The submission period ended on 19 May 2017 and thirty-eight submissions were received. Six of the written submitters elected to be heard at a Special Council Meeting on 6 June 2017.

The Draft 2017/2018 Budget proposes a 2 per cent increase in rates revenue and 2 per cent in kerbside collection charges which will generate \$73.46 million, excluding supplementary valuations. The proposed rating structure for 2017/2018 has been informed by the Rating Strategy 2017-2021.

Moved by Cr Giovanetti Seconded by Cr Patterson

Council having publicly advertised the preparation of the 2017/2018 Budget and after consideration of the public submissions received, adopt the 2017/2018 Budget as presented including;

- a) in accordance with section 158 and section 223 of the *Local Government Act 1989* declare the following rates and charges for the 2017/2018 financial year:

1. Amount intended to be raised

An amount of \$73,456,990 excluding GST (or such other amount as is lawfully raised as a consequence of this resolution) be declared as the amount which the Council intends to raise by general rates, the municipal charge, annual service charges and the cultural and recreational rate later described in this resolution, which amount is calculated as follows:

•	General Rates	\$56,174,848
•	Municipal Charges	\$7,842,970
•	Annual Services Charges	\$9,388,640
•	Cultural and Recreational Rate	\$50,532

2. General rates

- 2.1. A general rate be declared in respect of the 2017/2018 rating year, being the period 1 July 2017 to 30 June 2018.

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

2.2. In accordance with section 161 of the Local Government Act 1989, declare that the general rate be raised by the application of differential rates.

2.3. A differential rate be respectively declared for rateable land having the respective characteristics specified in Section 7 of the budget document.

2.4. It be confirmed that no amount is fixed as the minimum amount payable by way of general rate in respect of each rateable land within the municipal district.

2.5. Each differential rate will be determined by multiplying the Capital Improved Value of each rateable land (categorised by the characteristics described in Section 7 of the budget document) by the relevant rate in dollar indicated as follows:

<u>Category</u>	<u>Rate in the \$</u>
• Residential Unimproved Land	0.00508452
• Residential Improved Land	0.00508452
• Farm Land	0.00457607
• Rural Residential Land	0.00508452
• Commercial Unimproved Land	0.01016904
• Commercial Improved 1 Land	0.01103341
• Commercial Improved 2 Land	0.01016904
• Industrial Unimproved Land	0.01016904
• Industrial Improved 1 Land	0.01037243
• Industrial Improved 2 Land	0.01016904

3. **Cultural and recreational rates**

3.1. In accordance with section 4(4) of the *Cultural and Recreational Lands Act 1963*, the amount in lieu of rates payable in respect of each rateable land to which that Act applied be determined by multiplying the Capital Improved Value of that rateable land by 0.00371119 where the rateable land has the following characteristics:

Rateable outdoor recreational lands developed primarily for regional use as evidenced by paid administrative support and/or commercial business dealings in the operation or management of same.

Such rateable land as described below:

Property Location

71 Gowrie Street TATURA
 160-200 Ross Street TATURA
 7580 Goulburn Valley Highway KIALLA
 2 Fairway Drive MOORoopna
 15 Golf Drive SHEPPARTON
 55 Rudd Road SHEPPARTON
 7582 Goulburn Valley Highway KIALLA

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

4. Municipal Charge

4.1. In accordance with section 159 of the *Local Government Act 1989*, declare a municipal charge for 2017/2018 for the purposes of covering some of the administrative costs of Council.

4.1.1. The municipal charge be \$262.00 for each rateable land (or part) within the municipal district in respect of which a municipal charge may be levied.

5. Annual Service Charge

5.1. In accordance with section 162 of the *Local Government Act 1989*, declare an annual service charge for 2017/2018 for the dual service of kerbside collection and disposal of refuse along with kerbside collection of recyclables.

5.1.1 The service charge be the sum of, and based on the criteria specified as follows:

5.1.1.1 Collection and disposal of contents of 80 litre refuse bin and either a 120 litre or 240 litre recyclable bin - \$179.00** per service.

5.1.1.2 Collection and disposal of contents of 120 litre refuse bin and either a 120 litre or 240 litre recyclable bin - \$239.00** per service.

5.1.1.3 Collection and disposal of contents of 240 litre refuse bin and either a 120 litre or 240 litre recyclable bin - \$400.00** per service.

for each land (or part), other than land on which no building is erected, in respect of which an annual service charge may be levied.

5.2. In accordance with section 162 of the *Local Government Act 1989*, declare an annual service charge for 2017/2018 for the kerbside collection of recyclables only.

5.2.1 The service charge be the sum of, and based on the criteria specified as follows:

5.2.1.1 Collection and disposal of contents of either a 120 litre or 240 litre recyclable only bin - \$82.00** per service

for each land (or part), other than land on which no building is erected, in respect of which an annual recyclable only service is requested and provided.

5.3. In accordance with section 162 of the *Local Government Act 1989*, declare an annual service charge for 2017/2018 for the kerbside collection of green organic waste.

5.3.1 The service charge be the sum of, and based on the criteria specified as follows:

5.3.1.1 Collection and disposal of contents of either a 120 litre or 240 litre green organics bin - \$82.00** per service

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

for each land (or part), other than land on which no building is erected, in respect of which an annual service charge may be levied.

[**Note: These charges do not include GST which applies to all service charges that are levied against non-residential and non-rural properties.]

6. Setting of interest rate on unpaid rates and charges

That in accordance with section 172 of the *Local Government Act 1989*, the Council charge interest for rates and charges which have not been paid by the lump sum payment date or instalment dates, as specified under section 167 of the *Local Government Act 1989*.

7. Payment of rates and charges

That in accordance with section 167 of the *Local Government Act 1989*, the Council declare that a person can pay a rate or charge (other than a special rate or charge) by:

7.1. Four (4) instalments which are due and payable on the dates fixed by the Minister by notice published in the *Government Gazette*; or

7.2 Ten (10) instalments which are due and payable in the ten month period that commences September and ends in June.

8. Consequential

8.1 That the Chief Executive Officer be authorised to levy and recover the general rates, municipal charge and service charges in accordance with the *Local Government Act 1989*.

b.) authorise borrowings of \$6.0 million during the 2017/2018 financial year for the Cosgrove 3 Landfill; and

c.) authorise the Chief Executive Officer to give notice of the adoption of the Budget in accordance with section 130 of the *Local Government Act 1989*.

CARRIED.

Background

The Draft 2017/2018 Budget has been prepared in accordance with the requirements of the *Local Government Act 1989*.

Council has updated its Strategic Resource Plan as part of its corporate planning framework to assist in preparing a budget within a longer term framework. The 2017/2018 Budget reflects year one of the updated Strategic Resource Plan and takes into account the activities and initiatives which contribute to achieving the strategic objectives specified in the Council Plan.

The Strategic Resource Plan highlights the significance of rates and charges as a source of revenue and guides Council on the amount required to be raised to maintain services, renew existing assets and invest in new and upgraded assets.

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

2016/2017 Forecast/Actual

The 2017/2018 Budget provides comparisons with the 2016/2017 financial year forecast. Due to timings the Q2 (Mid Year) Adopted Forecast Review, adopted at the February 2017 Ordinary Council Meeting, was used for the Draft 2017/2018 Budget document displayed for public submission.

The Q3 (March Quarter) Adopted Forecast Review was adopted at the April 2017 Ordinary Council Meeting. The final 2017/2018 Budget document submitted to Council for adoption in June has been updated with the Q3 forecasts as the 2016/2017 Forecast/Actual comparative figure post the public submission process.

2017/2018 Budget

The Draft 2017/2018 Budget proposes a 2 per cent increase in rates revenue and 2 per cent in kerbside collection charges which will generate \$73.46 million excluding supplementary valuations.

The proposed rating structure for the 2017/2018 year has been informed by the Rating Strategy 2017-2021 which aims to achieve an equitable distribution of the rates burden between categories of ratepayers. The rating strategy was released for public comment at the same time as the Draft 2017/2018 Budget, however, no submissions were received. Refer to Section 7 of the budget.

The 2017/2018 Budget provides for an Operating surplus of \$7.2 million. Refer to Section 3 of the budget.

The 2017/2018 Schedule of Fees and Charges is included as Appendix A. It is budgeted that the adopted fees and charges will raise \$23.42 million during the 2017/2018 financial year.

The 2017/2018 Budget provides for a \$39.38 million capital works program. Incorporated in the capital works program is \$25.36 million for renewal works and \$7.95 million for new works. Refer to Section 6.

Funding sources for the capital works program include \$24.61 million from Council operations, cash reserves and investments and \$8.76 million from external grants and cash contributions. \$6.0 million in borrowings is proposed in the 2017/2018 Budget to fund capital works at Cosgrove 3 Landfill.

2017/2018 Budget Influences

In preparing the 2017/2018 Budget, a number of internal and external influences have been taken into consideration, as they impact significantly on the services delivered by the Council in the budget period.

For example, the Victorian State Government has announced a cap on the increase in rate income for 2017/2018 at 2 per cent. This cap limits the Council's ability to raise revenue from rates to cover its recurrent and non-recurrent expenditure. The Council therefore is required to investigate alternative sources of funds, such as borrowings to fund capital works, in efforts to remain low risk in regards to its ongoing financial sustainability.

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

The 2017/2018 Budget has also been impacted by the Federal Government's early payment of 50 per cent (\$5.63 million) of the 2017/2018 Federal Financial Assistance Grant funds recorded as income in 2016/2017.

Public Submissions

The 2017/2018 Budget was endorsed by Council on 18 April 2017. Public notice was given on 21 April 2017 and submissions invited. The submission period ended on 19 May 2017 and thirty-eight submissions were received. Six of the written submitters elected to be heard at a Special Council Meeting on 6 June 2017.

The submissions ranged in content however generally contained the following themes:

- Support for the funding of the Australian Botanic Gardens (16 submissions);
- Shepparton Show Me budget allocation (7 submission)
- Feedback on the Maude Street Mall activation (2 submissions);
- Tatura Museum Extension (2 submissions);
- Mactier Park Tatura (2 submissions);
- Shepparton Airport (2 submissions)' and
- Locky's Bridge (1 submission)

Amendments

Appendix C of the 2017/2018 Budget summarises and discloses all amendments made for final adoption since the draft was endorsed by Council in April for Public Submission.

Council Plan/Key Strategic Activity

The 2017/2018 Budget is consistent with the five strategic objectives of the Council Plan which include:

1. Leadership and Governance
2. Social
3. Economic
4. Built
5. Environment

The 2017/2018 Budget also includes a number of Service Performance Outcome indicators and Financial Performance indicators as required by the *Local Government (Planning and Reporting) Regulations 2014 No. 17*. The final outcomes of these indicators will be reported in the 2017/2018 audited annual report.

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

Risk Management

A well planned budget will reduce the risk that Council will not be able to provide the services expected and required by the community.

Risks	Likelihood	Consequence	Rating	Mitigation Action
Failure to comply with the Local Government Act 1989	Unlikely	1	High	Recommendations for Council to authorise the provision of public notice for the adoption of the 2017/2018 Budget before 30 June.
Operating surplus not achieved	Possible	3	Medium	Monthly financial performance and Quarterly Forecast Reviews reported to Council
Capital works budget not delivered within the financial year	Possible	3	Medium	Full implementation of an integrated Project Management System including project governance arrangements

Policy Considerations

There are no conflicts with Council policy. The annual budget resources the Council Plan to enable the outcomes in the Council Plan to be achieved, including Council policies.

Financial Implications

The full financial implications are outlined in the background section of this report and within the attachments.

	2016/2017 Forecast ('000s)	2017/2018 Budget ('000s)	Variance \$ ('000s)	Comments
Revenue	134,946	127,916	(7,030)	Reduction due to early receipt of 50% (\$5.63 million) of 2017/2018 Federal Financial Assistance Grants recorded as income in 2016/2017.

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

	2016/2017 Forecast ('000s)	2017/2018 Budget ('000s)	Variance \$ ('000s)	Comments
Expense	115,250	120,715	(5,465)	Increase largely due to non-recurrent operating expenditure of \$2.17 million relating to non-Council assets (i.e. developer contribution plan commitments) and employee costs \$2.1 million (2016/2017 excludes vacant positions)
Net Total	19,696	7,201	(12,495)	

Legal/Statutory Implications

The 2017/2018 Budget has been prepared in accordance with the requirements of the *Local Government Act 1989 (the Act)* and the *Local Government (Planning and Reporting) Regulations 2014 No.17*.

Section 127 of the Act provides for the preparation of the budget along with Sections 158 and 161 which covers the requirements for declaring the rates and charges.

The budget was made available for public submission as per Section 129 and 223 of the Act.

Upon adoption of the budget Council will give public notice of its decision as per Section 130 of the Act.

Environmental/Sustainability Impacts

Environmental and sustainability impacts have been considered when developing the 2017/2018 Budget.

Social Implications

The 2017/2018 Budget provides resources for the implementation of various strategies, plans, works and the delivery of services required to achieve the objectives of the Council plan including an active and engaged community.

Economic Impacts

The boost from the Greater Shepparton City Council capital works program is important with \$39.38 million of infrastructure works proposed for the 2017/2018 financial year to encourage economic activity. A number of initiatives are also proposed in the Economic Development program area (refer Section 2.3) designed to encourage economic activity within the Greater Shepparton municipality.

8. CORPORATE SERVICES DIRECTORATE

8.1 2017/2018 Budget (continued)

Consultation

The 2017/2018 Budget has taken into account the goals and strategies of the Council Plan.

Public notice was given in the Shepparton News on Friday 21 April 2017 that Council's Draft 2017/2018 Budget had been prepared and was available for inspection on Council's website, or at Council's offices in Welsford Street and Doyles Road and that written submissions were invited in accordance with Section 223 of the *Local Government Act 1989*. Submissions were to be received by 5.00pm Friday 19 May 2016.

The Council Website and newspaper advertisements were utilised to raise awareness of the Draft 2017/2018 Budget and encourage the community to seek further information.

Strategic Links

a) Greater Shepparton 2030 Strategy

The 2017/2018 Budget is linked to the *Greater Shepparton 2030 Strategy* via the Council Plan 2017-2021.

b) Other strategic links

The 2017/2018 Budget is linked to the Council Plan by the funding of the Strategic Objectives contained in the Council Plan.

Conclusion

The 2017/2018 Budget is presented for adoption.

Attachments

2017/2018 Budget

8. CORPORATE SERVICES DIRECTORATE

8.2 Contract No 1780 - Provision of Banking and Bill Payment Services

Disclosures of conflicts of interest in relation to advice provided in this report
Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest..

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Manager Finance and Rates

Proof Reader: Manager Finance and Rates

Approved by: Director Corporate Services

Executive Summary

The current contract for the provision of banking services to Greater Shepparton City Council (GSCC) with Commonwealth Bank Australia is due to expire 30 June 2017.

These services include general banking and bill payment services, payments by telephone, payments by internet, payments by direct debit and payments by other mediums.

This contract is a schedule of rates contract for an initial 5 year contract term with 2 separate 12 month options to extend. If both options were taken up the total estimated value of the contract is approximately \$777,000.

An exemption was obtained to exclude the Environmental component in the evaluation criteria in consideration of the type of services being provided.

Moved by Cr Giovanetti Seconded by Cr Oroszvary

That the Council:

1. accept the tender submitted by Commonwealth Bank of Australia for Contract No. 1780 Provision of Banking and Bill Payment Services for the schedule of rates price estimate of \$777,253.46 (including GST);
2. authorise the Chief Executive Officer to award the initial contract term of 5 years and authority to exercise the optional extension periods of 2 x 1 year extensions subject to contract requirements; and
3. authorise the Chief Executive Officer to sign and seal the contract documents.

CARRIED.

8. CORPORATE SERVICES DIRECTORATE

8.2 Contract No 1780 - Provision of Banking and Bill Payment Services (continued)

Contract Details

The following services are the subject of this Contract:

General Banking and Bill Payment Services

Includes overdraft facilities, electronic banking payment facilities, electronic bank statements, provision of credit card/EFTPOS facilities, payments by Bpay, electronic facilities for periodic payment of direct debits and a designated account manager for GSCC.

Payments by Telephone

Provision of a secure on-line validation system capable of handling large peak transaction volumes.

Payments by Internet

Provision of a secure on-line validation system for acceptance of payments via the Internet with on-line credit card validation capacity.

Payments by Direct Debit

Provision of a direct debit system with a range of payment timings available.

Payments by Other Mediums

Provision of any other payment method and services that are not detailed above.

Tenders

Tenders were received from:

Tenderers
Commonwealth Bank of Australia
National Australia Bank
Westpac Banking Corporation

Tender Evaluation

Tenders were evaluated by:

Title	Branch
Manager Finance and Rates	Finance & Rates Department
Team Leader Financial Accounting	Finance & Rates Department
Senior Finance Officer	Finance & Rates Department

Evaluation Criteria

Tenders were evaluated on the following criteria:

Evaluation Criteria	Weighting
Price	35%
Innovation	35%
Product Sophistication	15%
Local Content	10%
Project Implementation	5%

8. CORPORATE SERVICES DIRECTORATE

8.2 Contract No 1780 - Provision of Banking and Bill Payment Services (continued)

Council Plan/Key Strategic Activity

This contract ties in with the theme of 'Leadership and Governance' in particular the following objectives:

1.2 Financial Management is responsible and effective in responding to challenges and constraints with a focus on the financial sustainability of the Council; and

1.7 Service standards and service delivery models are realistic and meet community expectations and demand while being financially viable and in line with Council's core business.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Customer/Ratepayer frustration with banking and bill payment services	C	3	Moderate	Use of evaluation weightings regarding Innovation (35%) and Product Sophistication (15%) to ensure appropriate consideration of quality and ongoing advancement of banking and bill payment services

Policy Considerations

There are no policy considerations associated with this report.

Financial Implications

	Approved Budget Estimate for this proposal ¹ \$	This Proposal GST Exclusive \$	Variance to Approved Budget Estimate \$	This Proposal GST Inclusive \$
Revenue				
Expense	1,223,999	706,594	517,405	777,253
Net Total	1,223,999	706,594	517,405	777,253

¹ Budgets are GST exclusive. Note the estimate has been extended to match the 5 & 2 year term.

Legal/Statutory Implications

Tender process has been carried out according to the requirements of *Section 186* of the *Local Government Act 1989*.

8. CORPORATE SERVICES DIRECTORATE

8.2 Contract No 1780 - Provision of Banking and Bill Payment Services (continued)

Environmental/Sustainability Impacts

There are no Environmental/Sustainability impacts associated with this report.

Strategic Links

a) Greater Shepparton 2030 Strategy

Nil

b) Other strategic links

Nil

Conclusion

As a consequence of applying the evaluation process outlined in the tender and information gathered and discussed by the members of the evaluation panel, the tender submitted by the Commonwealth Bank of Australia is the recommended tenderer for Contract No. 1780

Attachments

Nil

8. CORPORATE SERVICES DIRECTORATE

8.3 May 2017 Monthly Financial Report

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Team Leader Corporate Accounting

Proof reader(s): Manager Finance and Rates

Approved by: Director Corporate Services

Executive Summary

The report presents Council's actual financial performance compared to the budget for the 11 months ended 31 May 2017.

Moved by Cr Oroszvary
Seconded by Cr Summer

That the Council receive and note the May 2017 Monthly Financial Report.

CARRIED.

Background

The 2016/2017 Budget was adopted at the Ordinary Council Meeting held 21 June 2016. The 2016/2017 Budget provided for an operating surplus of \$13.81 million with revenue of \$130.31 million and expenditure of \$116.74 million. The 2016/2017 Budget also provided for capital works of \$45.49 million.

On 14 September 2016, Council adopted the 2016/2017 Q1 Adopted Forecast with an accounting surplus of \$13.1 million which is \$0.47 million less than the 2016/2017 Adopted Budget. The capital works program of \$42.03 million are forecast to be expended during the 2016/2017 financial year which is a decrease of \$3.45 million from the Adopted Budget.

On 21 February 2017, Council adopted the 2016/2017 Q2 Adopted Forecast with revenue of \$127.93 million, expenditure of \$115.99 million and an accounting surplus of \$11.94 million. The forecast decrease in accounting surplus of \$1.16 million was mainly due to \$4.08 million decrease in User Fees at Cosgrove Landfill partly offset by a reduction in the EPA Levy payable and savings in employee benefits due to staff vacancies. The 2016/2017 Q2 Adopted Forecast also included \$42.03 million in capital works, which is holding steady from the Q1 Adopted Forecast.

On 18 April 2017, Council adopted the 2016/2017 Q3 Adopted Forecast with revenue of \$129.03 million, expenditure of \$115.25 million and an operating surplus of \$13.78 million. The forecast increase in operating surplus of \$1.84 million was largely due to a decrease in materials and services (reduced Cosgrove Landfill EPA levy charges) and a decrease in employee costs due to staff vacancies. The 2016/2017 Q3 Forecast Review also provided for \$42.06 million in capital works compared to the Q2 Adopted Forecast Review of \$42.03m.

8. CORPORATE SERVICES DIRECTORATE

8.3 May 2017 Monthly Financial Report (continued)

Council's actual financial performance compared to the budget is presented to Council on a monthly basis.

The May 2017 Monthly Financial Report incorporates the following sections which are presented for Council's consideration:

- Operating Performance
- Capital Works Performance
- Income Statement
- Balance Sheet
- Cash Flow Statement
- Capital Works Statement

Council Plan/Key Strategic Activity

The report is consistent with the leadership and governance goal "High Performing Organisation" as included in the *Council Plan 2013-2017*.

Council Plan/Key Strategic Activity

The report is consistent with the leadership and governance goal "High Performing Organisation" as included in the *Council Plan 2013-2017*.

Risk Management

There are no risks identified in providing this financial report.

Policy Considerations

There are no conflicts with existing Council policies.

Financial Implications

There are no financial implications arising from this proposal.

Legal/Statutory Implications

Section 137 of the *Local Government Act 1989* provides that Council maintain a budgeting and reporting framework that is consistent with the principles of sound financial management. In addition Section 138 requires that at least every 3 months a statement comparing the budgeted revenue and expenditure for the financial year with the actual revenue and expenditure to date is presented to the Council at a Council meeting which is open to the public. This report satisfies that requirement.

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts associated with this report.

Social Implications

There are no social implications associated with this report.

Economic Impacts

There are no economic implications in providing this financial report.

8. CORPORATE SERVICES DIRECTORATE

8.3 May 2017 Monthly Financial Report (continued)

Consultation

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Conclusion

The report provides details of Council's financial performance compared to the budget for 11 months ended 31 May 2017.

Attachments

May 2017 - Monthly Financial Statements Page 293

8. CORPORATE SERVICES DIRECTORATE

8.4 Adoption of Various Policies

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Governance Officer

Proof reader(s): Team Leader Governance, Manager Corporate Governance

Approved by: Director Corporate Services

Executive Summary

Following local Council elections on 22 October 2016, an organisation wide review of all Council policies commenced. As a result of this review, the following policies have been revised with amendments proposed.

Policies and procedures are essential to ensure that legal, fair and consistent decisions are made across the Council. They support Council in achieving its corporate objectives and provide crucial guidelines for Councillors, staff and other stakeholders.

The policies below are now recommended as outcomes from this review,

Moved by Cr O'Keeffe

Seconded by Cr Summer

That the Council adopt the updated policies:

1. Live Streaming and Recording of Council Meetings
2. Freedom of Information Policy
3. Gifts and Benefits Policy
4. Civic Recognition Policy
5. Exercise of Delegations Policy
6. Conflict of Interest Policy

CARRIED.

Background

The Governance team initiated an organisational wide review of all existing Council policies and corporate procedures following the local Council elections in October 2016.

As a result, these policies have been reviewed and assessed on their content and purpose. It is recommended that these policies now be adopted with what is considered to be minor changes.

8. CORPORATE SERVICES DIRECTORATE

8.4 Adoption of Various Policies (continued)

Policy Title	Proposed Change
Live Streaming and Recording of Council Meetings	Minor administrative changes
Freedom of Information Policy	Minor administrative changes
Gifts and Benefits Policy	Additional information has been included on the accumulation of gifts and conflict of interest
Civic Recognition Policy	The 'Community Achievement Award' has been removed as this is now covered within the Volunteer Awards, Community Leadership Awards and Australia Day Awards
Exercise of Delegations	Removal of Appendix A.
Conflict of Interest	Minor administrative changes

The changes to these policies reflect current operations and processes, and have not changed the overall purpose or intent of the policies.

Council Plan/Key Strategic Activity

Council policies provide the guidance to achieve the priorities and actions within the Council Plan and strategic activities.

The policies that the Council adopts ensure that the strategic documents prepared provide the direction required.

Risk Management

No risks have been identified with the review of these documents as the policies that have been amended do not include any significant changes that would require a risk assessment to be redone.

Policy Considerations

There are no conflicts with other Council policies.

Financial Implications

There are no financial implications associated with this report.

Legal/Statutory Implications

There are no legal or statutory implications associated with this report. The adoption of policies helps prevent any legal implications.

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts associated with this report.

Social Implications

There are no social implications associated with this report.

Economic Impacts

There are no economic impacts associated with this report.

8. CORPORATE SERVICES DIRECTORATE

8.4 Adoption of Various Policies (continued)

Consultation

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

There are no direct links with the Greater Shepparton 2030 Strategy

b) Other strategic links

There are no strategic links that relate to revoked or amended policies.

Conclusion

The review of these policies ensures that any legislative changes are incorporated. It also aids in the achievement of compliance and meets the needs of the organisation and the wider community. It is recommended that the revised policies be adopted.

Attachments

- | | |
|--|----------|
| 1. Civic Recognition Policy 37.POL6 | Page 303 |
| 2. Live Streaming and Recording of Council Meetings Policy 37.POL7 | Page 306 |
| 3. Conflict of Interest Policy 37.POL6 - 2017 | Page 314 |
| 4. Exercise of Delegations Policy 37.POL2 | Page 323 |
| 5. Gifts and Benefits Policy 34.POL1 | Page 335 |
| 6. Freedom of Information Policy 37.POL11 | Page 341 |

8. CORPORATE SERVICES DIRECTORATE

8.5 Contracts Awarded Under Delegation and Status of Contracts Advertised and yet to be Awarded - May 2017

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Contracts and Procurement Analyst

Proof reader(s): Manager Corporate Governance

Approved by: Director Corporate Services

Executive Summary

To inform the Council of the status of requests for tenders that have been advertised and contracts yet to be awarded.

Moved by Cr Hazelman
Seconded by Cr Summer

That the Council note the publicly advertised contracts awarded under delegated authority and tenders that have been advertised but not yet awarded.

CARRIED.

Tendered Contracts Awarded under Delegated Authority by Chief Executive Officer

Contract Number	Contract Name	Contract details, including terms and provisions for extensions	Value inclusive of GST	Awarded to
		Nil		

Tendered Contracts Awarded under Delegated Authority by Directors

Contract Number	Contract Name	Contract details, including terms and provisions for extensions	Value inclusive of GST	Awarded to
1755	Cosgrove 3 Landfill – Construction of Perimeter Fencing	Lump sum contract for the erection of perimeter fencing at Cosgrove landfill.	\$134,733.50	Ertech Pty Ltd
1758	Design and Construct Shade Structures for park playgrounds	Lump sum contract for construction of shade structures	\$94,160.00	Shade living Victoria Pty Ltd

8. CORPORATE SERVICES DIRECTORATE

8.5 Contracts Awarded Under Delegation and Status of Contracts Advertised and yet to be Awarded - May 2017 (continued)

Requests for Tenders advertised but not yet awarded

Contract No.	Contract Name	Contract detail, including terms and provisions for extensions	Status
1760	Provision of Drainage Maintenance Services	Schedule of Rates Contract for Provision of Drainage Maintenance Services for a period of three (3) years with provision for a One (1) year extension	Tender closed 15 March. Tenders currently under evaluation.
1705	Deakin Reserve Female Change Facilities	Lump sum contract for construction of the Deakin Reserve Female Change Facilities	Tender closed on 29 March Tenders currently under evaluation.
1788	Asphalt Renewal of Shepparton BMX Track Berm	Lump sum contract for Asphalt Renewal of Shepparton BMX Track Berm.	Tender closed on 5 May Tenders currently under evaluation.
1780	Provision of Banking Services	Lump sum contract for provision of banking services	Tender closed 12 April Tenders currently under evaluation.
1775	Design of Wastewater Treatment Improvements at Shepparton Sale Yards	Lump sum contract for Design of Wastewater Treatment Improvements at Shepparton Sale Yards	Tender closed 12 April Tenders currently under evaluation.
1784	Electric Vehicle Feasibility and Business case	Lump sum contract for a feasibility study for Electric Vehicle Business Case	Tender closed on 17 May Tenders currently under evaluation
1786	Provision of Home Maintenance and Modification Services	Lump sum contract for a panel of suppliers for the Provision of Home Maintenance and Modification Services 1 year contract with the provision for a 1 year extension.	Tender closed 17 May Tenders currently under evaluation

Policy Considerations

Through the *Instrument of Delegation to the Chief Executive Officer* the Council has delegated authority to the Chief Executive Officer to award a contract up to the value of \$400,000 excluding GST.

The Council through the *Exercise of Delegations* Policy has delegated authority to the Directors to approve a contract up to the value of \$150,000 for goods and services and \$200,000 for works.

8. CORPORATE SERVICES DIRECTORATE

8.5 Contracts Awarded Under Delegation and Status of Contracts Advertised and yet to be Awarded - May 2017 (continued)

Legal/Statutory Implications

Section 186 of the *Local Government Act 1989* (the Act) establishes the requirements for tendering and entering into contracts.

Section 186(1) of the Act requires that before Council enters into a contract for the purchase of goods or services to the value of \$150,000 or more, or for the carrying out of works to the value of \$200,000 or more, it must give public notice of the purpose of the contract and invite tenders or expressions of interest from any person wishing to undertake the contract.

Conclusion

It is important that decisions and actions taken under delegation be properly documented and transparent in nature.

The report details the publicly advertised contracts awarded by the Chief Executive Officer under delegated authority and the status of requests for tenders that have not yet been awarded during the period 1 May to 31 May 2017.

Attachments

Nil

8. CORPORATE SERVICES DIRECTORATE

8.6 Council Plan 2017-2021

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Manager Corporate Governance

Proof reader(s): Director Corporate Services

Approved by: Director Corporate Services

Executive Summary

Section 125 of the *Local Government Act 1989* (Act) requires the Council to prepare and approve a Council Plan by 30 June 2017.

The Council Plan must include:

- the strategic objectives of the Council
- strategies for achieving the objectives for at least the next four years
- strategic indicators (measures) for monitoring the achievement of the objectives
- a Strategic Resource Plan prepared in accordance with section 126 of the Act, outlining the resources required to achieve the strategic objectives.

The development of the Council Plan 2017-2021 is the result of input from the community, Council staff and Councillors through surveys and workshops. These workshops and surveys helped inform the development of the Draft Council Plan. Since its adoption as a draft on 18 April 2017 the Draft Council Plan has been in the public arena seeking formal submissions. A total of 30 submissions were received by the due closing date of 19 May 2017.

Councillors heard from two submitters on Tuesday 06 June 2017 at a Special Council Meeting. The submitters spoke to their submissions relating to Shepparton Sports Stadium and Heating of the Outdoor Pool at Aquamoves Shepparton.

Other submissions made up to the closing date covered topics as follows:

- Cleaning up of the Mooroopna Hospital with suggested redevelopment ideas
- Support for the Australian Botanical Gardens Shepparton
- Numerous submissions on the redevelopment and allocation of funds to the Shepparton Sports stadium
- Shepparton Sports Stadium should be a key feature in the sports precinct
- Investment into the new Airport
- Loss of investment due to the size of the current runway at the Shepparton Aerodrome
- The need for a stronger focus on neighbourhood character and heritage value in the Council Plan
- General wording changes and additions
- Sports precinct Parking
- The Council Plan should align with the Goulburn Broken Regional Catchment Strategy and referenced within the document
- Installation of supplementary outdoor pool heating at Aquamoves

8. CORPORATE SERVICES DIRECTORATE

8.6 Council Plan 2017-2021 (continued)

- Refurbishment of the current outdoor 50 metre pool at Aquamoves with the inclusion of supplementary pool heating
- A stronger emphasis on the Economic Development Tourism and Major events strategy
- Greater focus on Universities
- Bike and shared paths allow the use of mobility scooters

Following consideration of all submissions in addition to feedback received from staff the draft plan has been amended and is now presented to Council for adoption.

Where appropriate, amendments have been made to accommodate the submissions however, where the submissions reflect operational rather than strategic directions, those submissions will be considered for inclusion in the Operational Business Plans that will be developed to support the delivery of the strategic direction articulated within the Council Plan.

Moved by Cr O'Keeffe
Seconded by Cr Abdullah

That the Council:

1. adopt the prepared Council Plan 2017-2021 and Strategic Resource Plan;
2. note the associated Annual Business Plan.

Cr Summer left the meeting at 6.27pm
Cr Summer returned to the meeting 6.29pm

The motion was put and carried.

Background

In January 2017 the Councillors commenced its discussions of their future goals for the municipality over their term on Council. This lead into workshops held with Council staff to develop their ideas for the next four years. Throughout March, Community workshops were held and surveys were available for Community and staff to complete.

Councillors participated in in the community workshops and briefing sessions, to ensure they have a shared and comprehensive understanding of current and future issues facing the community of Greater Shepparton.

The surveys and results from the workshops provided valuable feedback on the community's views on the direction of Council providing proposed priorities and suggested additional matters for consideration to allow the Draft Council Plan to be prepared.

8. CORPORATE SERVICES DIRECTORATE

8.6 Council Plan 2017-2021 (continued)

The attached Council Plan 2017-2021 is the result of the feedback received. It is an important component of the Council's long-term strategic planning, which guides the organisation's budget-setting and reporting processes and draws on the issues identified in the Council's Greater Shepparton 2030 Strategy.

Council Plan/Key Strategic Activity

This report details the development of the Council Plan in accordance with the Local Government Act.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Failure to communicate with the community	E	2	Moderate	Undertake broad community consultation
Failure to comply with the Local Government Act	E	1	High	Undertake full requirements of the Act

Policy Considerations

There are no policy considerations associated with this report. The review and adoption of the Council Plan 2017-2021 does not conflict with any Council policy.

Financial Implications

The financial implications associated with the Plan are addressed in the Strategic Resource Plan, which forms part of the Plan. Specific financial allocations against the achievement of identified objectives will be determined in the annual budgets developed by the Council during the life of the Plan.

Legal/Statutory Implications

Section 125 of the Act requires the Council to develop and adopt a Council Plan by 30 June of the year following the conduct of a general election.

Section 126 of the Act specifies that the Strategic Resource Plan is a resource plan of the resources required to achieve the strategic objectives. The Strategic Resource Plan must include in respect of at least the next 4 financial years:

- the standard statements describing the required financial resources in
- the form and containing the information required by the regulations;
- statements describing the required non-financial resources, including human resources.

Any person has the right to make a submission on the draft Council Plan under section 223 of the Act. Section 223 of the Act requires public notice to be given to allow for any person to make a submission on the matter. The section 223 process under the Act also allows the person making a submission to appear in person to be heard in support of their submission. Public notice gave a minimum of 28 days under this section of the Act.

Environmental/Sustainability Impacts

The impacts are detailed broadly through the Environmental goals and objectives as detailed in the plan. There are various strategies and directions outlined within the plan.

8. CORPORATE SERVICES DIRECTORATE

8.6 Council Plan 2017-2021 (continued)

Social Implications

The impacts are detailed broadly through the Social goals and objectives as detailed in the plan. There are various strategies and directions outlined within the plan.

Economic Impacts

The impacts are detailed broadly through the Economic goals and Objectives as detailed in the plan. There are various strategies and directions outlined within the plan.

Consultation

The Council undertook community engagement to encourage community input into the development of the Council Plan 2017-2021. This included online, print and radio advertising, workshops and surveys. Community members have been given a further four weeks to provide additional feedback and formal submissions to Council prior to the final adoption of the plan.

In developing the Council Plan, the following planning process was undertaken:

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Consider their contribution	Engagement and documentation of contribution for further consideration with Council
Consult	Consider their contribution	Listened and documented contributions for further consideration by Council
Involve	Consider their contribution	Conduct of workshops across Greater Shepparton

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

The Council Plan 2017-2021 draws heavily upon the strategies contained in the Greater Shepparton 2030 Strategy.

b) Other strategic links

The strategic links between the Council Plan 2017-2021 and other key Council documents are detailed in the plan.

Conclusion

The Council undertook community engagement to encourage community input into the development of the Council Plan 2013 – 2017. This included online, print and radio advertising, workshops and Surveys. Community members had a further four weeks to provide additional feedback to the Council prior to the final adoption.

Following consideration of all submissions, in addition to feedback received from staff, the draft plan has been amended and is now presented to Council for adoption.

8. CORPORATE SERVICES DIRECTORATE

8.6 Council Plan 2017-2021 (continued)

The Council Plan 2017-2021 has been prepared to guide the Council's activities during the term of the current Council.

Attachments

Council Plan 2017-2021
Annual Business Plan

8. CORPORATE SERVICES DIRECTORATE

8.7 Rating Strategy 2017-2021

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Team Leader Rates

Proof reader(s): Manager Finance and Rates

Approved by: Director Corporate Services

Executive Summary

The report presents the Rating Strategy 2017-2021 for adoption.

Council's current rating strategy was developed in 2012. A review of the strategy has been undertaken to ensure the equitable distribution of rates continues in accordance with the Local Government Act and Ministerial Guidelines.

The main outcome of this review was for the next four years to maintain stability for ratepayers whilst gaining administration efficiencies. Council's previous rating strategies phased in the redistribution of the rate burden by way of rate relief for commercial and industrial sectors. Given the impact of these changes and the introduction of rate capping it has been identified that it is the best interest of the ratepayers that Council maintain stability in regards to rates and charges.

The Draft Rating Strategy 2017-2021 was endorsed by Council on Tuesday 18 April 2017. Public notice was given on inviting public comments and feedback. The submission period ended on 19 May 2017 and no submissions were received.

Moved by Cr O'Keeffe

Seconded by Cr Oroszvary

That the Council adopt the Rating Strategy 2017-2021.

CARRIED.

Background

The purpose of a rating strategy is to explain Council's approach towards rating under Part 8 of the *Local Government Act 1989*. A rating strategy sets out the factors considered by Council when selecting the rating system for determining how money will be raised from properties within the municipality.

In developing a rating strategy, Council seeks to balance service levels in accordance with the needs, means and expectations of the community. Rating levels are set to adequately resource Council's role, functions and responsibilities. In setting rates, Council gives primary consideration to its strategic objectives, sound financial management principles, annual budget considerations, the current economic climate and other external factors and the overall impacts upon the community.

8. CORPORATE SERVICES DIRECTORATE

8.7 Rating Strategy 2017-2021 (continued)

It is important to note that the focus of the Rating Strategy is different to that of the Annual Budget. With the implementation of Rate Capping, the annual budget is now based on the Rate Cap declared by the Minister for Local Government. The rating strategy determines how Council will raise money from properties within the municipality; it does not influence the total amount of money to be raised, only the share of revenue contributed by each property. The rating strategy comprises the valuation base and actual rating instruments allowed under the *Local Government Act 1989* (the Act) that are used to calculate an individual property owner's liability for rates.

The general rating framework for Local Government was set out in research undertaken for development of the Local Government Act 1989. The research recommended that property rating should be based on the following objectives:

1. The entire community should contribute to the unavoidable costs of Local Government;
2. Where feasible, services should be funded on a user pays system;
3. Where specified, local objectives can be achieved using differential rates; and,
4. Residual service costs should be apportioned on the basis of property valuation.

Council's Rates Team has undertaken the review of the strategy and makes the following key recommendations:

1. That Greater Shepparton City Council continues to apply differential rating as its rating system.

Differential rates are a useful tool to address equity issues that may arise from the setting of council rates derived from property valuations.

2. That separate differential rates not be introduced for properties defined as retirement/lifestyle villages.

Retirement villages have access to infrastructure up to the village boundary, like all other properties. Their situation is similar to other 'common properties' such as apartment and unit complexes. The residents have equal access to the services provided by the Council.

Residents within retirement villages are also charged to use the waste service and most receive a pensioner discount.

3. That the amount raised by the municipal charge be maintained at the existing proportion of total municipal charge and general rate revenue of 12%.

A municipal charge does not raise additional revenue but distributes the rates in a way that Council considers to be fairer and more equitable.

A municipal charge helps to ensure that owners of low valued properties contribute a reasonable amount to meeting the unavoidable costs of local government.

8. CORPORATE SERVICES DIRECTORATE

8.7 Rating Strategy 2017-2021 (continued)

4. That the basis of valuation for rating purposes continue to be Capital Improved Value (CIV).

Property values are used to calculate general rates for each property. Utilising CIV as the basis for rates allows council to adopt differential rating, which may better reflect capacity to pay rather than the alternatives and provides council with the flexibility to levy differential rates.

5. That Council remove the 15 February full payment option and offer four instalments or 10 monthly direct debit.

Council has previously offered the option to pay rates in a lump sum; however this is not a mandatory option under the Act. Council continues to seek ways to improve its operations and gain efficiencies.

This will allow Council to identify people earlier who are having financial difficulty paying their account.

Council Plan/Key Strategic Activity

The rating strategy is in line with the following strategic goal of the Council Plan:

5. High Performing Organisation (Leadership & Governance)

"We will deliver best practice management, governance, administrative and financial systems that support the delivery of Council programs to the community of Greater Shepparton."

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Unmet expectations	C	3	Moderate	Clear communications regarding the objectives of the review
Adverse public reaction particularly from those negatively affected by the recommendations	B	3	Moderate	Develop a communication and consultation process

Policy Considerations

There are no conflicts with existing Council policies.

Financial Implications

With the implementation of Rate Capping, the annual budget is now based on the Rate Cap declared by the Minister for Local Government.

The rating strategy determines how Council will raise money from properties within the municipality; it does not influence the total amount of money to be raised, only the share of revenue contributed by each property.

The individual circumstances of each rateable property eg. capital improved value, the applicable rating differential etc will influence the amount of rates to be paid.

8. CORPORATE SERVICES DIRECTORATE

8.7 Rating Strategy 2017-2021 (continued)

Legal/Statutory Implications

The rating strategy complies with the following legislation:

- Part 8 of the *Local Government Act 1989* (Rates and Charges on Rateable Land)
- Section 161 of the *Local Government Act 1989* (Differential Rates)
- Section 172 of the *Local Government Act 1989* (Interest on Unpaid Rates and Charges)
- *Cultural and Recreational Lands Act 1963*
- *Valuation of Land Act 1960*
- Section 2 of the *Penalty Interest Rates Act 1983*
- *Local Government Better Practice Guide 2014 – Revenue and Rating Strategy*

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts with this proposal.

Social Implications

Public input will assist the Council in understanding possible social implications of the rating strategy recommendations.

Economic Impacts

No economic impacts have been identified

Consultation

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Ensuring the community is aware of the Rating Strategy 2017-2021 and the opportunity to make a submission/comment to the Council	<ul style="list-style-type: none"> • Media releases • Website • Social Media • Newspaper advertisement
Consult	Inform, Listen, Acknowledge	<ul style="list-style-type: none"> • Public submissions

Public notice was given in the Shepparton News on Friday 21 April 2017 advising the Rating Strategy 2017-2021 had been prepared and was available for inspection and submissions were invited.

Submissions were to be received by 5.00pm Friday 19 May 2017. No submissions were received.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

8. CORPORATE SERVICES DIRECTORATE

8.7 Rating Strategy 2017-2021 (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy

The Rating Strategy 2017-2021 is included in Council's Budget which is linked to the *Greater Shepparton 2030 Strategy* via the Council Plan.

b) Council Plan

The Rating Strategy 2017-2021 is in line with the following strategic goal of the Council Plan:

High Performing Organisation (Leadership & Governance)

"We will deliver best practice management, governance, administrative and financial systems that support the delivery of Council programs to the community of Greater Shepparton."

c) Other strategic links

No other strategic links have been identified.

Conclusion

The Rating Strategy 2017-2021 has been developed in order to maintain stability whilst gaining administration efficiencies.

Attachments

Council Rating Strategy 2017-2021 Page 349

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.1 Nixon Street Centre of the Road Car Parking

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Senior Statutory Planner

Proof reader(s): Team Leader Statutory Planning, Manager Building and Planning

Approved by: Director Sustainable Development

Executive Summary

At the 20 May 2014 Ordinary Council Meeting, the Council resolved to issue a Notice of Decision to grant Planning Permit 2013-182/A to allow the development of the land at 167 and 169 Nixon Street Shepparton for a medical centre, a reduction in car parking requirements, two lot boundary re-alignment and display of internally illuminated business identification signage.

The Council as part of the same resolution resolved to “*instruct officers to investigate the provision of centre of the road parking on Nixon Street, between Skene Street and Railway Parade*”

A subsequent appeal by the applicant was made to the Victorian Civil and Administrative Tribunal (VCAT) in relation parking contribution. VCAT dismissed the appeal and directed that the condition remain.

Development of the dental clinic has now commenced and the contribution required under the permit must be made prior to occupation of the building.

Council officers have prepared a plan showing the works required for the installation of centre of the road car parking in Nixon Street between Skene Street and Railway Parade (attached).

The plan was advertised in the Shepparton News and notified to all surrounding property owners with no objections raised. These works would include marking of car spaces, road widening on the northern side of Nixon Street and planting of street trees. Council officer's having investigated the centre of the road car parking and undertaken an appropriate level of public consultation seek Council approval to prepare detailed construction plans and construct the centre of road car parking on Nixon Street as shown on the attached plan.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.1 Nixon Street Centre of the Road Car Parking (continued)

Moved by Cr Oroszvary
Seconded by Cr O'Keeffe

That the Council:

1. endorse the concept plan for the construction of centre of road car parking on Nixon Street between Skene Street and Railway Parade, Shepparton as shown on the attached plan; and
2. note that a budget allocation for this project has been included in the draft 2017/2018 Council budget.

CARRIED.

Background

At the May 20, 2014 Ordinary Council Meeting, Council resolved to issue a Notice of Decision to grant Planning Permit 2013-182/A to allow the development of the land at 167 and 169 Nixon Street Shepparton for a medical centre, a reduction in car parking requirements, two lot boundary re-alignment and display of internally illuminated business identification signage.

The Victorian Civil and Administration Tribunal dismissed the condition appeal by the applicant, requiring that the condition which required a contribution to be made to Council in lieu of car parking spaces not provided onsite be retained.

The contribution required for 16 car spaces which is based on a CPI scale of the figure listed in the Planning Scheme would be approximately \$92,749.

Council officers initially recommended that a condition be included on the permit requesting payment in lieu of 24 spaces be made in accordance with the requirements of the Planning Scheme, however Council resolved to reduce the amount to 16 spaces.

The Council as part of the same resolution resolved to *"instruct officers to investigate the provision of centre of the road parking on Nixon Street, between Skene Street and Railway Parade"*

Development of this clinic has commenced and the contribution is required to be made prior to occupation of the building. Council Officer's preference is to allocate the contribution made to improve car parking within the locality.

The applicant/developer of the site has also expressed their interest in Council using the contribution funds made for a car parking project within the locality.

Officers are seeking Council's authorisation to ensure the funds are allocated specifically to this project in light of the location of the dental clinic.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.1 Nixon Street Centre of the Road Car Parking (continued)



Council Plan/Key Strategic Activity

3.2 Ensure retail strategies deliver appropriate outcomes for the community

Aim

- Council is Committed to provide assistance to the retail sector with an ultimate goal of identifying how the businesses intend to offer their products or services to consumers and how to attract optimal customer interest.

Strategies

- Implement installation of new parking and wayfinding signage in the in the Shepparton CBD and progressively across Greater Shepparton's towns.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Public Consultation				Appropriate public notification undertaken with letters to surrounding properties and a notice in the Shepparton News for a 30 day period.

Policy Considerations

Shepparton CBD Strategy – October 2008

A key priority of this strategy is to improve access to and provision of car parking within the CBD.

The strategy identifies that commuter parking (long-stay) should be encouraged at the periphery (in which this site is located) of the CBD to free up spaces in the inner CBD area.

Financial Implications

The contribution required for 16 car spaces which is based on a CPI scale of the figure listed in the Planning Scheme would be approximately \$92,749, which must be paid prior to occupation of the building currently be constructed at 167-169 Nixon Street, Shepparton.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.1 Nixon Street Centre of the Road Car Parking (continued)

The cost of the proposed streetscape works as estimated by Council Officers is \$163,100 for the works which includes road widening, relocation of any services, line marking and the planting of street trees, which includes the installation of nine tree pits to protect the roots from compaction.

Legal/Statutory Implications

Funds collected through a Parking Overlay payment in lieu contribution must be spent within the study area specified within the Shepparton Central Business District Parking Precinct Plan 2003. The proposed development and section of road are both located within the study area.

Environmental/Sustainability Impacts

The proposal will provide additional trees within the Shepparton Central Business District to assist in providing an enhanced urban environment.

Social Implications

There are no relevant significant social implications as a result on the proposed centre of the road car parking

Economic Impacts

Additional long term car parking facilities on the periphery of the Shepparton Central Business District will encourage people into the CBD to use the services, by freeing up of car spaces in closer proximity to the CBD and providing car parking on the periphery for all day parking.

Additional car spaces will also benefit weekend users of Deakin Reserve and the Shepparton Showgrounds.

Consultation

The proposed car parking was notified by letter to surrounding owners and occupiers and a notice placed in the Shepparton News. The submission period allowed for a month.

No submissions were received.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

Economic Development: Objective - To develop the Shepparton CBD as a regional centre for commerce and entertainment.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.1 Nixon Street Centre of the Road Car Parking (continued)

Conclusion

The proposed centre of the road car parking has been investigated by Council Officers including public notification with no submissions received. It is therefore considered appropriate to proceed to the next stage of detailed design and construction which will be partly funded through parking in lieu contributions made by developer. It is intended to complete the works in the 2017/2018 financial year.

Attachments

Nixon Street Car Park Plan Page 382

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.2 Goulburn Valley Highway Bypass Action Group - Update of Terms of Reference and Appointment of New Community Member

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Principal Strategic Transport Planner

Proof reader(s): Team Leader Strategic Planning, Manager Building and Planning

Approved by: Director Sustainable Development

Executive Summary

The purpose of this report is to:

- amend the Terms of Reference for the Goulburn Valley Highway Shepparton Bypass Action Group to include explicit reference to the staged western route adopted at Council Ordinary Council Meeting in May 2016;
- thank Brian Hicks for his long-standing involvement in the Goulburn Valley Highway Bypass Action Group and acknowledge his resignation from the Group; and
- approve the nomination of a replacement community representative on the Goulburn Valley Highway Bypass Action Group.

The Goulburn Valley Highway Shepparton Bypass Action Group (GVHBAG) provides advice to Greater Shepparton City Council on the development of the proposed Goulburn Valley Highway Shepparton Bypass. It has no executive function and operates in accordance with Terms of Reference adopted by Council at the Ordinary Council Meeting in May 2016.

Terms of Reference amendment

The current Terms of Reference do not make explicit reference to the adopted Council policy of the western route. Council adopted the western route and staged approach to delivering the Bypass as Council Policy at an Ordinary Council Meeting on 17 May 2016. In 2006, Amendment C33 to the Greater Shepparton Planning Scheme applied a Public Acquisition Order (PAO) to the land identified for the preferred Bypass alignment passing to the west of Shepparton. This PAO has since been amended on a number of occasions and VicRoads have used it to acquire various land holdings to the west of Shepparton.

It is recommended that the Purpose, Role and Selection Criteria all be amended to make explicit reference to the adopted policy of the western bypass route and staged approach to delivery.

The proposed revised Terms of Reference are attached as Attachment 1.

Nomination of Community Representative

Following the resignation email received by Peter Johnson, Chair of the GVHBAG, from Brian Hicks on 9 March, Council called for community representative nomination.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.2 Goulburn Valley Highway Bypass Action Group - Update of Terms of Reference and Appointment of New Community Member (continued)

A notice was placed in the Shepparton News on Friday 28 March 2017 calling for public nominations.

Nominees – three nominations were received by the due date.

Successful nominee – Lesley Hart.

Moved by Cr Giovanetti
Seconded by Cr Patterson

1. adopt the revised Terms of Reference to include explicit reference to the staged western route adopted by Council resolution in May 2016;
2. thank Brian Hicks for his long-standing involvement in the Goulburn Valley Highway Bypass Action Group and acknowledge his resignation from the Group; and
3. having considered the nominations received for appointment to the Goulburn Valley Highway Bypass Action Group, appoint the following nominee to the Goulburn Valley Highway Bypass Action Group for the remainder of the current two year term, commencing on 1 June 2017 and concluding on 15 August 2018:
 - Lesley Hart.

CARRIED.

Background

The purpose of this report is to:

- amend the Terms of Reference for the Goulburn Valley Highway Shepparton Bypass Action Group to include explicit reference to the staged western route adopted at Council Ordinary Council Meeting in May 2016;
- thank Brian Hicks for his long-standing involvement in the Goulburn Valley Highway Bypass Action Group and acknowledge his resignation from the Group; and
- approve nomination of a replacement community representative on the Goulburn Valley Highway Bypass Action Group.

The Goulburn Valley Highway Shepparton Bypass Action Group (GHVBAG) provides advice to Greater Shepparton City Council on the development of the proposed Goulburn Valley Highway Shepparton Bypass. It has no executive function and operates in accordance with Terms of Reference approved by Council Resolution in May 2016.

The role of the Goulburn Valley Highway Bypass Action Group is to:

- act as an advisory committee to Council on issues related to the proposed Bypass.
- provide a forum to update the community and stakeholders on the project process.
- promote community participation, where appropriate.
- lobby State and Federal governments to accelerate funding of the project.
- initiate submissions and representations to the State and Federal governments in addition to the Goulburn Regional Partnership, where appropriate.
- provide advice on marketing, branding and promotion of the proposed Bypass.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.2 Goulburn Valley Highway Bypass Action Group - Update of Terms of Reference and Appointment of New Community Member (continued)

The membership of the Action Group consists of the following voting members, approved by resolution of Council:

- i. Chairperson (voting member);
- ii. One (1) representative (voting members) from each of the following municipalities:
 - a. Greater Shepparton City Council;
 - b. Moira Shire Council;
 - c. Shire of Campaspe Council; and
 - d. Strathbogrie Shire Council.
- iii. Up to six (6) community representatives (voting members);
- iv. One (1) representative from the Committee for Greater Shepparton (voting member); and
- v. Up to two supporting officers (non-voting member/s).

1. Amendment to Terms of Reference

The current GVHBAG Terms of Reference do not make explicit reference to the adopted Council policy of the western route. Council adopted the western route and staged approach to delivering the Bypass as Council Policy at an Ordinary Council Meeting on 17 May 2016. In 2006, Amendment C33 to the Greater Shepparton Planning Scheme applied a Public Acquisition Order (PAO) to the land identified for the preferred Bypass alignment passing to the west of Shepparton. This PAO has since been amended on a number of occasions and VicRoads have used it to acquire various land holdings to the west of Shepparton.

It is recommended that the Purpose, Role and Selection Criteria all be amended to make explicit reference to the adopted policy of the western bypass route and staged approach to delivery. This could be achieved by inserting the phrase “*western route and adopted staged approach*” into the Purpose, Role of the Goulburn Valley Highway Bypass Action Group and the Action Group Membership.

The proposed revised Terms of Reference are attached as Attachment 1.

2. Nomination of Community Representative

Following the resignation email from Brian Hicks received by Peter Johnson, Chair of the GVHBAG, on 9 March, Council called for community representative nominations.

Due process

The process for seeking and accepting nominations is set out in the Goulburn Valley Highway Bypass Action Group Terms of Reference and conforms with the Chief Executive Officer’s Directive on Council Committees.

Advertising

A Notice was placed in the Shepparton News on Friday 31 March 2017. The text of the Notice is attached as Attachment 2. 13 business days were allowed from the date of the notice to the submission date on Friday 21 April 2017.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.2 Goulburn Valley Highway Bypass Action Group - Update of Terms of Reference and Appointment of New Community Member (continued)

Nomination Forms

Nomination forms were made available electronically on the Council's Website and in hard copy at Council offices: 90 Welsford Street, Shepparton; Mooroopna Library, 9-11 Morrell Street, Mooroopna; Shepparton Library, 41-42 Marungi Street, Shepparton; and Tatura Library, 12-16 Casey Street, Tatura. A copy of the Nomination Form is available as Attachment 3.

Selection panel

A selection panel formed of the Chief Executive Officer, Director Community, Director Infrastructure, and the Building and Planning Manager reviewed the nominations against the selection criteria on 26 April. The selection criteria are included in the Nomination Form.

Nominees – three nominations were received by the due date.

Successful nominee – Lesley Hart

Council Plan/Key Strategic Activity

The Goulburn Valley Highway Shepparton Bypass is identified in the *Council Plan 2013 – 17 under Goal 4. Quality Infrastructure (Built)*:

Advocate the Federal and State governments for a commitment for funding to enable the commencement of the Shepparton Bypass for the Goulburn Valley Highway.

Risk Management

Council considerably reduces the governance risks associated with the operation of the Goulburn Valley Highway Bypass Action Group by ensuring that members are appointed and appointments are rescinded in accordance with the *Local Government Act 1989*.

Failure to appoint a chairperson and community representatives to the Goulburn Valley Highway Bypass Action Group would fail to meet Council's obligations under the *Local Government Act 1989*. It would also reduce the Action Group's ability to promote community participation in and raise awareness for the Goulburn Valley Highway Shepparton Bypass.

Policy Considerations

This work supports existing Council policy including the *Greater Shepparton Council Plan 2013-2017* and the *Greater Shepparton 2030 Strategy (2006)*. Appointing a community representative to the Goulburn Valley Highway Bypass Action Group does not conflict with existing Council policies.

Financial Implications

There are no financial implications identified in relation to endorsing the recommendations in this report.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.2 Goulburn Valley Highway Bypass Action Group - Update of Terms of Reference and Appointment of New Community Member (continued)

Legal/Statutory Implications

There are no legal or statutory implications associated with resolving to appoint a community representative to the Goulburn Valley Highway Bypass Action Group. The appointment of a community representative to the Goulburn Valley Highway Bypass Action Group accords with the *Victorian Charter of Human Rights and Responsibilities Act 2006*. No human rights were negatively impacted upon through the advertisement and consideration of the appointment of the chairperson and community representative to the Goulburn Valley Highway Bypass Action Group. It is not foreseen that the appointment of a chairperson and six community representatives will impact upon the rights of all individuals and groups with regard to freedom of expression, right to be heard, entitlement to participate in public life and property rights.

The Goulburn Valley Highway Bypass Action Group is not a Section 86 Committee under the *Local Government Act 1989*. This proposal is consistent with the provisions of the *Local Government Act 1989*.

Environmental/Sustainability Impacts

No environmental or sustainability impacts have been identified in relation to endorsing the recommendations in this report.

Social Implications

No social implications have been identified in relation to endorsing the recommendations in this report. The approach to seeking nominations was open and transparent and included encouragement from a wide range of nominees. The operation of the Action Group has positive social impacts. The Action Group is a critical way of raising awareness of the need for the Goulburn Valley Highway Shepparton Bypass.

Economic Impacts

No economic impacts have been identified in relation to appointing a community representative to the GVHBAG

Consultation

Officers believe that appropriate consultation has occurred during both the formation and operation of the Action Group, and the key activities it has been involved in since its formation by Council.

Advertisements calling for representative nominations for membership of the Action Group were placed in the Shepparton News on Friday 31 March 2017. Three nominations were received.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.2 Goulburn Valley Highway Bypass Action Group - Update of Terms of Reference and Appointment of New Community Member (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

The Bypass is identified in the *Greater Shepparton 2030 Strategy Report No 6: Infrastructure* which identifies the following:

- encourage and promote the early development of the Shepparton Bypass in particular the northern river crossing as a first stage;
- promote integrated road network connections with the Shepparton Bypass to reduce intrusion of traffic to the central Shepparton and Mooroopna areas; and
- encourage the development of a second river crossing incorporated as part of the Shepparton Bypass as early as possible.

b) Other strategic links

Nil

Conclusion

It is recommended that the Terms of Reference be amended to reflect Council's adopted policy for the staged approach to the western route of the bypass in order to remove any ambiguity over the purpose and selection criteria for the Goulburn Valley Highway Bypass Action Group.

It is recommended that Council thanks Brian Hicks for his long-standing involvement in the GVHBAG and acknowledges his resignation.

It is recommended that Council appoints Lesley Hart, who brings passion and commitment for the bypass and its benefits to Shepparton and experience of community activity and lobbying to the GVHBAG.

Attachments

- | | |
|---|----------|
| 1. Goulburn Valley Highway Bypass Action Group - Terms of Reference | Page 384 |
| 2. Call for Nominations for Appointment to the Goulburn Valley Highway Bypass Action Group - March 2017 | Page 387 |
| 3. Nomination form for Goulburn Valley Highway Bypass Action Group - March 2017 | Page 388 |

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.3 Tatura Park Advisory Group - Membership

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Events Facilities Coordinator

Proof reader(s): Manager Economic Development

Approved by: Director Sustainable Development

Executive Summary

The Tatura Park Advisory Group's purpose is to advise Council on the procedures, rules, conditions of use and proposed capital works necessary for the proper management of Tatura Park, and any specific issues which may arise from time to time.

The Group currently has ten community representative members and two Councillor representatives. The term of appointment for these members expired on 21 April 2017. This report recommends the appointment of new committee members to assist with the management of the facility for a two year term as outlined in the recommendation.

Moved by Cr Patterson

Seconded by Cr Giovanetti

1. That the Council, having considered the nominations received for appointment to the Tatura Park Advisory Group, appoint the following members for a two year term commencing on 26 June 2017 and concluding on 25 June 2019:

- LANGLEY, Chantelle
- FOX, Mitch
- O'SHANNESY, Shaun
- QUICK, David
- RATH, Craig
- RUSSELL, Noel
- RYAN, Kevin
- TAYLOR, Mick
- WALTERS, Carl
- DREW, Graeme

CARRIED.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.3 Tatura Park Advisory Group - Membership (continued)

Background

The Tatura Park Advisory Group currently has ten community representative members. The Terms of Reference for the Group allow for up to ten community representatives. The current appointments expired on 21 April 2017 and it is necessary to review and appoint representatives to the Group to assist with the ongoing management of this important facility.

An advertisement calling for applications to fill positions on the Group was placed in the Shepparton News and Tatura Guardian and letters were sent to the outgoing Group members encouraging them to reapply. Ten applications have been received and these are listed below:

- LANGLEY, Chantelle
- FOX, Mitch
- O'SHANNESY, Shaun
- QUICK, David
- RATH, Craig
- RUSSELL, Noel
- RYAN, Kevin
- TAYLOR, Mick
- WALTERS, Carl
- DREW, Graeme

Officers are seeking Council endorsement for the appointment of applicants to the Tatura Park Advisory Group for a term of two years.

Council Plan/Key Strategic Activity

Goal 1 – Active and Engaged Community (Social). Objective 1.3: Ensure that the community and user groups are consulted and engaged in planning all Tatura Park facilities.

Goal 3 – Economic Prosperity (Economic). Objective 3.3: Through ongoing development of high quality sporting infrastructure throughout Greater Shepparton and facilitating the conduct of regional, intrastate, interstate and national sporting events we will become the sporting capital of Victoria.

Goal 4 – Quality Infrastructure (Built). Objective 1: Consultation with the community to address the needs of user groups and assist in attracting major events to our region.

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Lack of communication between the committee and Council	Possible	Minor	Low	At least one Councillor is a representative member of the committee to provide a communication channel and directions.
Advisory Committee Members not covered under Council's Insurance Policy	Possible	Minor	Low	Any recommendations made by the committee are referred to Council for final decision.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.3 Tatura Park Advisory Group - Membership (continued)

Risks	Likelihood	Consequence	Rating	Mitigation Action
Non-compliance with Assemblies of Councillors requirements under the <i>Local Government Act 1989</i> .	Possible	Minor	Low	Minutes of all meetings of the committee are submitted to Council in accordance with the <i>Act</i> .

Policy Considerations

There are no conflicts with existing Council Policies.

Financial Implications

There are no financial implications arising from this proposal.

Legal/Statutory Implications

The proposal is consistent with the *Local Government Act 1989* and necessary to ensure compliance with this *Act*.

In accordance with section 80A of the *Local Government Act 1989* an Assemblies of Councillors record shall be kept for any meeting of the Committee which has at least one Councillor in attendance. A copy of the Assemblies of Councillors record must be submitted to Council within 14 days of the date of the meeting for inclusion in the next Ordinary Council Meeting agenda and minutes.

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts arising from this proposal.

Social Implications

The appointment of community members to the Tatura Park Advisory Group will help to build a sense of community as it increases stakeholder participation and pride in their local facilities.

Economic Impacts

There are no economic impacts arising from this proposal.

Consultation

Advertisements calling for nominations for applicants to fill up to ten vacant positions on the Tatura Park Advisory Group were placed in the Shepparton News on Friday 17 March and Friday 31 March 2017. Advertisements were also placed in the Tatura Guardian on Tuesday 17 March and Tuesday 4 April 2017. Letters were sent to those members whose term of appointment was due to expire encouraging them to re-apply for another term on the Group. User groups were also emailed indicating nominations were open.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.3 Tatura Park Advisory Group - Membership (continued)

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	Keep informed	<ul style="list-style-type: none"> • Newspaper advertisements • Consultation with committee members
Involve	Work together. Feedback is an input into decision-making.	<ul style="list-style-type: none"> • Council to consult with the Group in relation to management of the facility.
Collaborate	Feedback and advice received from the Group will be incorporated into decisions the maximum level possible.	<ul style="list-style-type: none"> • Advisory Group consisting of community members to be appointed. • Councillor appointees to the Group enable ongoing collaboration between the Group and the Council.
Empower	Council will give due consideration to implementation of the Group's recommendations.	<ul style="list-style-type: none"> • Council will agree to funding requests where possible to enable the Group to undertake desired projects.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

There are no strategic links to the *Greater Shepparton 2030 Strategy*.

b) Other strategic links

There are no other strategic links.

Conclusion

It is recommended that Council appoint all applicants to the Group to ensure that the Group is able to continue playing a vital role in assisting Council with the operation of the facility.

Attachments

Nil

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Cr Hazelman declared a direct conflict of interest in relation to Item 9.4 – Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions. Cr Hazelman is a Board member of the Shepparton Harness Racing Club and a member on the Kialla Racecourse Committee of Management.

Council Officers involved in producing this report

Author: Senior Strategic Planner

Proof reader(s): Team Leader Strategic Planning

Approved by: Director Sustainable Development

Executive Summary

At the Special Council Meeting held on 14 September 2016, Council resolved to endorse the *Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan, July 2016* (the Master Plan) and to prepare and exhibit a planning scheme amendment to implement its findings (see *Attachment 1 – Minutes Extract from September 2016 Special Council Meeting*). This amendment is known as Amendment C199 to the Greater Shepparton Planning Scheme.

Amendment C199 proposes to implement the findings of the Master Plan (see *Attachment 2 – Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan*) and to strengthen the policy guidance for Investigation Areas where an investigation area study has been completed. The Amendment also seeks to revise the Municipal Strategic Statement and the Schedule to the Special Use Zone that applies to the Goulburn Valley Harness and Greyhound Racing Facility.

Amendment C199 was exhibited from 13 April 2017 to 19 May 2017. Council received 21 submissions in total (see *Attachment 3 – Submissions Recorder* and *Attachment 4 – Delegate's Report*). Of these submissions, 15 objected or requested changes to the proposed amendment. The concerns raised in these submissions are summarised below:

- Inconsistencies with other studies, strategies, policies and documentation.
- Does not address flooding and/or the flood investigation and modelling undertaken by Water Technology Pty Ltd is inaccurate.
- Concerns regarding the Goulburn-Murray Water (G-MW) Channel and related flood impacts.
- The SUZ4 seeks to remedy a serious planning issue (intensive animal husbandry)
- Concerns with land uses allowed in Precinct A and B.
- Queries future compulsory acquisition of surrounding land.
- Rezoning should be extended to include additional land within the Investigation Area.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

- Concerns regarding "illegal development" in the Floodway Overlay (intensive animal husbandry).
- Allows commercial advantage to the Harness Racing Club and Council.
- Concerns regarding land uses, land management, buildings and works, easements and a Safety Management Study for the land within the buffer for the High Pressure Gas Pipeline.

The 15 submissions that object or request changes cannot be resolved and remain outstanding. As such, all submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration. The Directions Hearing was held on 9 June 2017 and the exhibited date for the Panel Hearing is the week commencing 26 June 2017.

It is recommended that Council note Council officers' position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Cr Hazelman left the meeting at 6.53pm.

**Moved by Cr Patterson
Seconded by Cr Abdullah**

That, with regard to submissions received for Amendment C199 to the Greater Shepparton Planning Scheme, Council:

1. note Council officers' response outlined in this report for referral and presentation to an Independent Planning Panel; and
2. note that Council officers may exercise discretion to best achieve the general position adopted by Council.

Cr Oroszvary was granted an extension of time to speak to the motion.

The motion was put and carried.

Cr Oroszvary called a division:

Those voting in favour of the motion: Cr Adem, Cr Giovanetti, Cr Abdullah, Cr Patterson and Cr O'Keeffe.

Those voting against the motion: Cr Sutton, Cr Summer and Cr Oroszvary

Cr Hazelman returned to the meeting at 7.06pm.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

Background

The *Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan, July 2016* (the Master Plan) for Investigation Area 1 was endorsed by Council at the Special Council Meeting held on 14 September 2016 (see *Attachment 1 – Minutes Extract from September 2016 Special Council Meeting*).

The Master Plan (see *Attachment 2 – Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan*) applies to land within Investigation Area 1, Kialla, generally bound by the Goulburn Valley Highway to the west, River Road to the north, Archer Road to the east and Mitchell Road to the south. This Master Plan completes the assessment for Investigation Area 1 and provides a strategic framework for the future development of the area.

The resolution carried at the September Special Council Meeting allowed Council officers to prepare and exhibit a planning scheme amendment to implement its findings. This amendment is now known as Amendment C199 to the Greater Shepparton Planning Scheme.

Amendment C199 seeks to implement the findings of the Master Plan and strengthen the policy guidance for Investigation Areas where an investigation area study has been completed. Specifically, it proposes to amend the following sections of the Greater Shepparton Planning Scheme:

- Clause 21.04 *Settlement*;
- Clause 21.05 *Environment*;
- Clause 21.08 *General Implementation*;
- Clause 21.09 *Reference Documents*; and
- Schedule 4 to the Special Use Zone (SUZ4);

Importantly, these proposed changes will also provide policy guidance for other investigation areas in Greater Shepparton where an investigation area study has been completed. This will ensure that any future development within investigation areas is appropriate and orderly.

With respect to the changes to Schedule 4 to the Special Use Zone (SUZ4), Amendment C199 will support the ongoing use and development of the land for the GV Harness and Greyhound Racing Facility. It also provides a framework for rural residential equine-related uses in the immediate vicinity of the GV Harness and Greyhound Racing Facility.

The land is generally bound by land within the Farming Zone – Schedule 2 (FZ2) to the north, east and south. The land immediately abuts the Goulburn Valley Highway to the west and land within the General Residential Zone further to the west (see *Figure 1 – Zone and Overlay Map*).

The land has been developed and is currently used for the Goulburn Valley Harness and Greyhound Racing Facility (see *Figure 2 – Aerial Map*). The Greyhound Racing Club occupies the western part of the site and includes a greyhound racing track and associated buildings. The Harness Racing Club and Shepparton Pony club utilise the western portion of the site, which includes racing and training tracks, training facilities and associated buildings.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

Figure 1 – Zone and Overlay Map

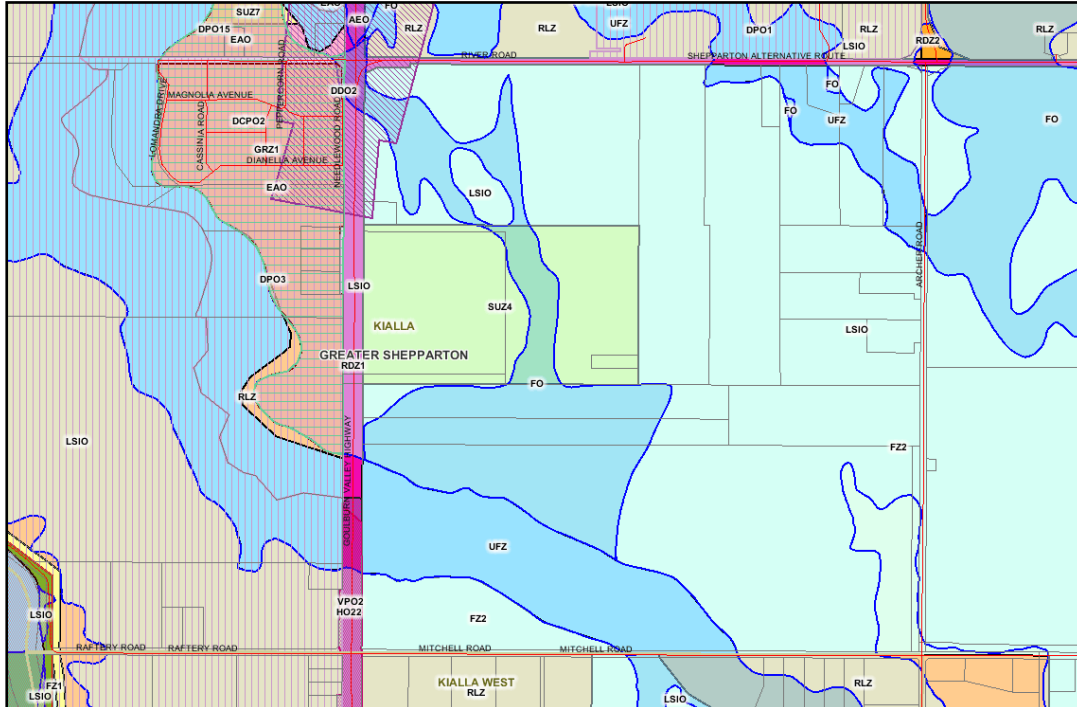
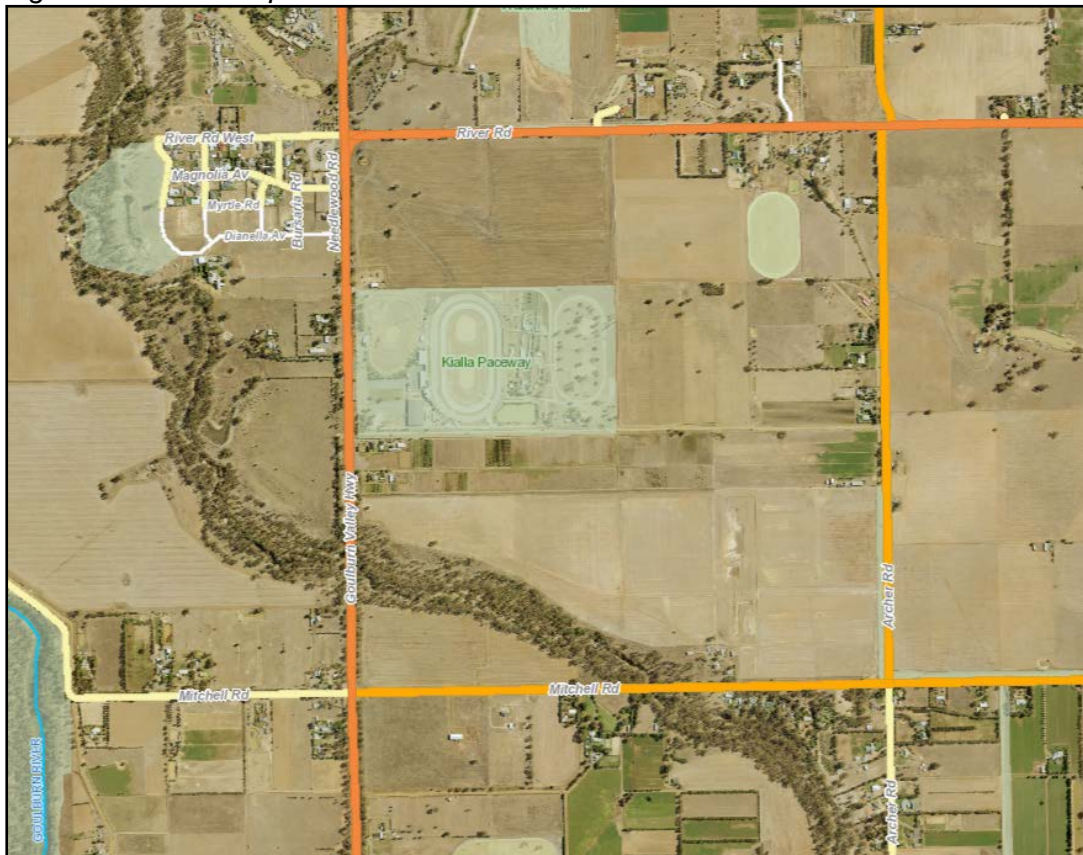


Figure 2 – Aerial Map



9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

Amendment C199 was exhibited from 13 April 2017 to 19 May 2017 in accordance with the *Planning and Environment Act 1987*. Council received 21 submissions in total (see *Attachment 3 – Submissions Recorder* and *Attachment 4 – Delegate’s Report*). Of these submissions, 15 objected or requested changes to the proposed amendment. The concerns raised in these submissions are summarised below:

- Inconsistencies with other studies, strategies, policies and documentation.
- Does not address flooding and/or the flood investigation and modelling undertaken by Water Technology Pty Ltd is inaccurate.
- Concerns regarding the G-MW Channel and related flood impacts.
- The SUZ4 seeks to remedy a serious planning issue (intensive animal husbandry)
- Concerns with land uses allowed in Precinct A and B.
- Queries future compulsory acquisition of surrounding land.
- Rezoning should be extended to include additional land within the Investigation Area.
- Concerns regarding "illegal development" in the Floodway Overlay (intensive animal husbandry).
- Allows commercial advantage to the Harness Racing Club and Council.
- Concerns regarding land uses, land management, buildings and works, easements and a Safety Management Study for the land within the buffer for the High Pressure Gas Pipeline.

The 15 submissions that object or request changes cannot be resolved and remain outstanding. As such, all submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration. The Directions Hearing was held on 9 June 2017 and the exhibited date for the Panel Hearing was the week commencing 26 June 2017.

Council officers’ position at the Panel Hearing regarding unresolved submissions is outlined below:

- The Amendment seeks to implement the findings and recommendations of the *Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan, July 2016* (the Master Plan), which was endorsed by Council in September 2016. The proposal is consistent with Council adopted policies and strategies, including the *Greater Shepparton Housing Strategy 2011*.
- No changes to the flood controls or flood mapping are proposed as part of this planning scheme amendment. Water Technology Pty Ltd was engaged by Council during the preparation of the Master Plan to investigate flood behaviour and undertake flood modelling. The flood modelling demonstrated that the Master Plan achieves an acceptable outcome with regards to managing flood risk. Expert evidence from Water Technology Pty Ltd may be required to address concerns regarding flood behaviour.
- It is not proposed to pipe the G-MW channel as part of this planning scheme amendment.
- The SUZ4 seeks to implement the findings and recommendations of the Master Plan to safeguard the ongoing use and development of the Kialla Paceway and provide for equine-related uses. This includes amending the planning controls (including the table of uses) in the SUZ4 as relevant.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

- It is unclear in the submissions whether the submitters support rezoning additional land within the Investigation Area or object to it. The planning scheme amendment seeks to revise the SUZ4 and provide a framework for rural residential equine-related uses in the immediate vicinity of the Kialla Paceway. It does not seek to apply a Public Acquisition Overlay to any land. Rezoning requests can be made by land owners once the Framework Plan at Clause 21.04 Settlement is revised to remove the "investigation area" designation (proposed as part of Amendment C199).
- The Amendment does not seek to retrospectively "remedy" any planning issues. It implements the Master Plan in relation to the Kialla Paceway and provides a framework for low density residential, rural living and rural residential equine-related uses. Previous developments are not relevant to this Amendment.
- The Amendment does not seek to provide commercial advantage to any parties. It seeks to safeguard the ongoing use and development of the Kialla Paceway. It does not seek to rezone any land.
- Changes can be made to SUZ4 regarding the High Pressure Gas Pipeline, including a requirement for a Safety Management Study. Council officers will work with APA to resolve these concerns; however, the planning scheme may not be the appropriate tool to resolve some of these issues.

Council Plan/Key Strategic Activity

The *Greater Shepparton Council Plan 2013-2017* contains a strategic goal which seeks to promote economic growth by working with existing businesses and industries, encouraging new business development and diversification, attracting and supporting education within the City and strengthening agriculture and industry. The implementation of the Master Plan will support economic growth in Shepparton.

Amendment C199 is also supported by objective 4.3 of the *Greater Shepparton Council Plan 2013-2017*, which seeks to "encourage sustainable municipal growth and development".

Risk Management

The primary risk associated with the proposed Amendment is not meeting the timelines required by *Ministerial Direction No. 15 "The Planning Scheme Amendment Process"*. This Ministerial Direction requires each stage of the planning scheme amendment process to be undertaken within set timeframes.

In accordance with Ministerial Direction No. 15, Council must request the appointment of an Independent Planning Panel under Part 8 of the Act within 40 business days of the closing date for submissions, unless a Panel is not required. To meet this timeframe, an Independent Planning Panel has been requested by Council officers under delegation. It is recommended that Council endorse Council officers' position prior to the upcoming Independent Planning Panel Hearing.

Policy Considerations

The Amendment is consistent with existing Council policy.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

Financial Implications

The costs of the proposed Amendment, including the cost of an Independent Planning Panel, must be met by the proponent, which is Council.

The cost of the Independent Planning Panel for this Amendment would be expected to cost approximately \$10,000. Additional costs will be incurred if legal representation and/or expert witnesses are required. This may cost approximately \$30,000.

A Planning Scheme Amendment includes fees of \$226.50 for the Minister for Planning to consider a request to approve an amendment. However, this request is subject to a future Council resolution.

Legal/Statutory Implications

All procedures associated with this proposed Amendment comply with the legislative requirements of the Act. The Amendment has been assessed in accordance with the Act and the Planning Scheme. The assessment is considered to accord with the Victorian Charter of Human Rights and Responsibilities Act 2006 (the Charter) – no human rights have been negatively impacted upon throughout the process.

The Charter recognises that reasonable restrictions may be placed on the use and development of land, and that there may on occasion be reasonable and acceptable offsite impacts on others. Provided these issues are properly considered, it would be a rare and exceptional case where the exercise of a planning decision in accordance with the regulatory framework is not Charter compatible.

Environmental/Sustainability Impacts

The proposed Amendment will not result in any negative environmental effects. The proposed SUZ4 includes decision guidelines to ensure that environmental issues are considered and appropriated mitigated. There is no removal of native vegetation proposed as part of this Amendment.

The land is not affected by the Bushfire Management Overlay; however, it is within a Bushfire Prone Area. Future development of both the Goulburn Valley Harness and Greyhound Racing Facility and any rural residential equine-related uses can be designed to ensure that bushfire mitigation measures are considered and implemented. The proposed Amendment will not result in an unacceptable risk to residents, property or infrastructure.

Social Implications

The proposed Amendment will have positive social effects.

An acoustic assessment was undertaken as part of the *Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan, July 2016*. This assessment found that, with the existing Public Address (PA) system, there was potential for adverse off-site noise impacts under some weather conditions. Modifications were made to the PA system, which resulted in decreasing off-site noise impacts to an acceptable level.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

The proposed SUZ4 includes guidance on noise emission levels to ensure that the use of the Goulburn Valley Harness and Greyhound Racing Facility does not detrimentally affect the amenity of the neighbourhood. The proposed SUZ4 also includes requirements that the Goulburn Valley Harness and Greyhound Racing Facility does not detrimentally affect the amenity of the neighbourhood through the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil.

Economic Impacts

The Goulburn Valley Harness and Greyhound Racing Facility attracts approximately 65,000 visitors per annum and, as such, it is an important tourism asset for Greater Shepparton. The Master Plan notes that there is further opportunity for the equine precinct to grow visitation by offering more entertainment and events at this venue.

The proposed Amendment will have positive economic effects by supporting and facilitating the continued use and development of an important recreational and tourism asset for the region. The SUZ4 also provides the appropriate planning framework to facilitate rural residential equine-related uses that leverage off the existing role of the Goulburn Valley Harness and Greyhound Racing Facility.

Consultation

Amendment C199 seeks to implement the findings of the Master Plan, which was prepared with extensive input from relevant authorities and members of the community.

Council officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Amendment C199 was exhibited from 13 April 2017 to 19 May 2017 in accordance with the *Planning and Environment Act 1987*. Council received 21 submissions in total (see *Attachment 3 – Submissions Recorder* and *Attachment 4 – Delegate’s Report*). Of these submissions, 15 objected to or requested changes to the proposed Amendment.

The 15 submissions that objected or requested changes cannot be resolved and remain outstanding. As such, all submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration. The Directions Hearing was held on 9 June 2017 and the exhibited date for the Panel Hearing was the week commencing 26 June 2017.

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Direction 1: Growth – To release land efficiently in terms of location, supply of services and infrastructure.

b) Greater Shepparton Housing Strategy, 2011

The *Greater Shepparton Housing Strategy, 2011* (GSHS) was developed to respond to existing and future housing needs in the municipality up to 2031. It includes objectives, strategies and actions to guide housing delivery, and sets a long-term direction for future residential growth. The Feasibility Study and Masterplan supports the GSHS by encouraging residential development in appropriate locations. It will also create sustainable living environments which conserve land and energy and are integrated with existing networks and systems.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.4 Proposed Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme - Consideration of Submissions (continued)

Conclusion

At the Special Council Meeting held on 14 September 2016, Council resolved to endorse the Master Plan and to prepare and exhibit a planning scheme amendment to implement its findings.

Amendment C199 to the Greater Shepparton Planning Scheme proposes to implement the findings of the Master Plan and to strengthen the policy guidance for Investigation Areas where an investigation area study has been completed.

Amendment C199 was exhibited from 13 April 2017 to 19 May 2017 in accordance with the *Planning and Environment Act 1987*. Council received 21 submissions in total (see *Attachment 3 – Submissions Recorder* and *Attachment 4 – Delegate’s Report*).

All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration. The Directions Hearing was held on 9 June 2017 and the exhibited date for the Panel Hearing was the week commencing 26 June 2017.

It is recommended that Council note Council officers’ position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Attachments

1. Minutes Extract from September 2016 Special Council Meeting	Page 391
2. Goulburn Valley Harness and Greyhound Racing Precinct Feasibility Study and Master Plan	Page 404
3. Submissions Recorder	Page 507
4. Delegate's Report	Page 508

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.5 International Engagement Policy 2017

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Economic Development Project Officer

**Proof reader(s): Team Leader Business & Industry Development,
 Manager Economic Development**

Approved by: Director Sustainable Development

Executive Summary

An International Engagement Policy has been prepared to assist Council in taking appropriate measures when entering into a Friendship City agreement, managing delegations, determining which international visits are most appropriate for Council representatives to attend and maintaining current Friendship and Sister City Relationships.

Council adopted the International Engagement Strategy at a Council Meeting on 21 March 2017 and one of the actions within this strategy outlined the requirement of Council to develop a policy to refer to as a guide to support decision making regarding the above mentioned areas.

Moved by Cr Summer

Seconded by Cr Oroszvary

That the Council adopt the International Engagement Policy 2017.

CARRIED.

Background

This International Engagement Policy is intended to aid Council in taking the appropriate measures when entering into a Friendship or Sister City agreement, managing delegations, deciding what international visits are most appropriate for Council representatives to attend and maintaining current Friendship and Sister City Relationships.

The International Engagement Policy consists of four major areas:

1. Sister City and Friendship City Agreements

The following Selection Criteria will be considered by Council when determining whether Council should enter into a Sister City or Friendship City Agreement:

- Economic and Social benefits that the relationship would create for Greater Shepparton.
- The likelihood of increasing the potential for trade between the two cities.
- Synergies that exist between the two cities and whether a clear demand exists for Greater Shepparton product or the opportunity to attract investment or imports.
- The potential to establish international student placement opportunities in conjunction with local Universities and GoTafe.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.5 International Engagement Policy 2017 (continued)

Each Sister City and Friendship City Agreement should feature the following within the agreement:

- A sunset clause
- A 12 month review period
- Agreed outcomes
- The opportunity to extend the formal relationship
- A clear purpose of the agreement

2. Delegations and Business visits

The following Selection Criteria will be considered by Council when determining whether Council should host an international delegation:

- A clear intention of the visit has been articulated by the potential visitor and there is also a clear understanding of the potential outcomes that can be created as a result of the visit.
- The visit aligns with the International Engagement Strategy and the key objectives within the strategy
- Visit fits within allocated budget constraints

3. Invitations to International Cities

The following Selection Criteria will be considered by Council when determining whether Council will accept an international invitation:

- A formal invite has been received from the City
- Local Greater Shepparton businesses are interested in joining the delegation to visit.
- A clear purpose of the invite has been articulated by the City or State authorities/government and there is a clear understanding of the potential outcomes that can be created as a result of the visit
- The visit aligns with the International Engagement Strategy and the key objectives within the strategy
- The visit is a priority taking into consideration other intended overseas visits for the financial year if any
- Whether there is budget available to allow for the visit

4. Maintaining current Sister and Friendship City relationships

- All relationships should have a focus on creating both economic and social benefits
- All relationships should demonstrate economic progression and create opportunities for local business
- All existing relationships should align with the direction of this policy and the International Engagement Strategy
- Should it be determined that existing relationships are not achieving economic and social outcomes and do not align with the International Engagement Strategy, the relationship should be considered not a priority. If a sunset clause applies to the relationship, the relationship should not be extended.
- Focus should be applied towards existing prosperous relationships and also entering into relationships with other international cities where benefits can be created between our region and the city.

Council Plan/Key Strategic Activity

This proposed policy aligns with the actions that are outlined within the International Engagement Strategy.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.5 International Engagement Policy 2017 (continued)

The strategy is also consistent with the vision and strategic goals of the Greater Shepparton City Council: Council Plan 2013-2017. In particular, it relates to the following:

- Goal 3: Economic Prosperity

Risk Management

There are no adverse risks associated with the adoption of this policy. This policy has been developed to mitigate risks by outlining an approach when dealing with international inquiries and the managing of relationships.

Policy Considerations

The policy aligns with existing Council policy and also Council's strategic direction which includes The Council Plan 2013-2017, the International Engagement Strategy and the Economic Development Tourism and Events Strategy 2017-2021.

Financial Implications

The adoption of the International Engagement Policy does not have any direct financial or budgetary implications for Council. The proposed policy has been developed to assist in ensuring a consistent and transparent process when dealing with international inquiries and managing relationships which would also assist in guiding council with associated expenditure.

Legal/Statutory Implications

There are no legal/statutory implications associated with the adoption of the International Engagement Policy.

Environmental/Sustainability Impacts

There are no adverse environmental impacts associated with the adoption of International Engagement Policy.

Social Implications

There are no adverse social impacts associated with the adoption of International Engagement Policy.

Economic Impacts

This proposed International Engagement Policy aims to support Council with decision making when dealing with international inquiries and the managing of relationships. The ultimate aim of the International Engagement Strategy which outlines within its actions the requirement of developing an International Engagement Policy, is to enhance economic outcomes for the Greater Shepparton region by increasing overseas awareness of the regions strengths and linking overseas investors with locals.

Consultation

Officers believe that appropriate consultation has occurred in regards to the development and adoption of the International Engagement Strategy which outlines the requirement for an International Engagement Policy.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.5 International Engagement Policy 2017 (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy

Topic: Economic Development

Theme: Agriculture and Rural Land – Objective 3 - To develop and promote the municipality as a regional centre for food and primary industry research and development.

Theme - Economic Development

Objectives:

- To support developing and emerging agribusinesses and their increasing requirement for high technical infrastructure.
- To develop and promote the municipality as a regional centre for food and primary industry research and development.
- To provide increased opportunities for local job creation.
- To sustain a growing and diverse industrial base.
- To encourage tourism growth and in particular promote the tourism opportunities of the irrigated rural landscape and the food growing and processing industries.

b) Other strategic links

Draft Economic Development Tourism and Events Strategy

Conclusion

The purpose of the International Engagement Policy is to aid Council in taking the appropriate measures when entering into a Friendship or Sister City agreement, managing delegations, deciding what international visits are most appropriate for Council representatives to attend and maintaining current Friendship and Sister City Relationships. The International Engagement Policy has been developed as a result of Council's adoption of the International Engagement Strategy which articulates the need for a policy of this nature to guide decision making relating to dealing with international inquires and the managing of relationships.

Attachments

1. International Engagement Strategy - Final Page 515

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017

Disclosures of conflicts of interest in relation to advice provided in this report
Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Senior Strategic Planner

Proof reader(s): Team Leader Strategic Planning, Manager Building and Planning

Approved by: Director Sustainable Development

Executive Summary

The *Greater Shepparton CBD Strategy, October 2008*, included key actions to improve access and amenity to the railway and surrounds as a matter of priority. The continued development of the railway station precinct with priority linkage to the CBD is also identified as a strategy within the Draft *Greater Shepparton Council Plan 2017-2021*.

The Shepparton CBD Revitalisation Project was initiated to respond to these priorities with the Shepparton Railway Precinct Redevelopment listed as one of the three major infrastructure projects that make up the Shepparton CBD Revitalisation Project. The other two projects are the Maude Street and Vaughan Street Redevelopment, and the Shepparton Court House, as shown in the figure below.

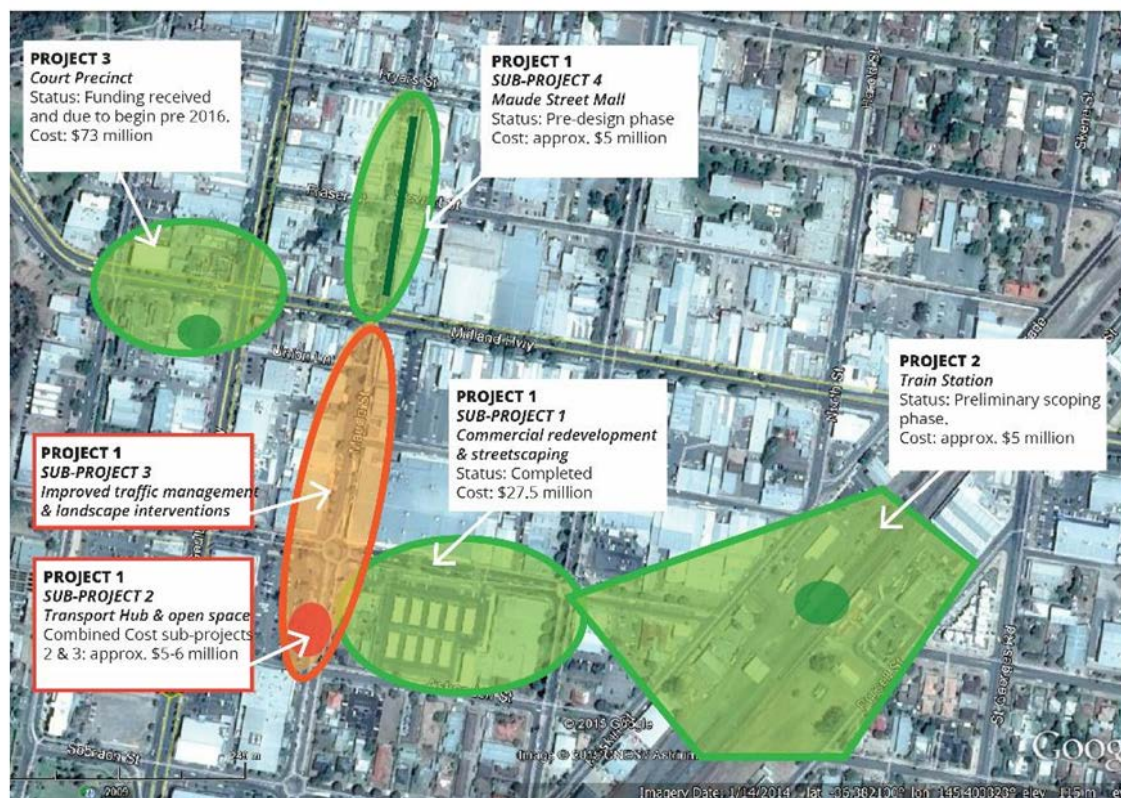


Figure 3 – Schematic representation of the CBD Revitalisation Project

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

The *Shepparton Railway Precinct Master Plan 2017* (the Master Plan) was undertaken by Spiire Australia Pty Ltd (see *Attachment 1 – Shepparton Railway Precinct Master Plan 2017*).

The purpose of the project is to conceptualise the transformation of the Shepparton Railway Precinct into an enticing gateway to Greater Shepparton. This includes identifying actions and aspirations that will better integrate the Shepparton Railway Station into the Shepparton Central Business District (CBD), both physically and symbolically. It also includes a technical investigation and feasibility study into the provision of a pedestrian overpass connecting the Shepparton Railway Station with the CBD.

This project has been collaboratively funded by Council, the State Government (Department of Economic Development, Jobs, Transport and Resources), V/Line and VicTrack.

A Project Board, including representatives from Council, the Department of Economic Development, Jobs, Transport and Resources, V/Line, VicTrack and Public Transport Victoria, has managed the project.

A Technical Reference Group was formed, including stakeholders from the Disability Advisory Committee, Positive Ageing Advisory Committee, Ethnic Council of Shepparton & District Inc., local community groups, transport action groups, Committee for Greater Shepparton, Tourism Greater Shepparton, Goulburn River Valley Tourism, etc., which assisted in the development of the Master Plan.

At the Ordinary Council Meeting held on 21 February 2017, Council resolved to endorse the *Shepparton Railway Precinct Master Plan (Draft) December 2016* (the Draft Master Plan) and release it for public comment.

The Draft Master Plan was released for public comment from 27 February 2017 to 3 April 2017. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009* and seven submissions were received by Council. In addition, general feedback was also received during the Technical Reference Group workshops, held on 17 March and 30 March 2017, attended by members of the Technical Reference Group and other interested stakeholders.

The feedback generally supported the development of the Masterplan, with items such as disability access, linkages to surrounding residential areas and the CBD, the quality of facilities and surrounding land uses raised as opportunities and challenges facing the development of the Master Plan. The content of the submissions are included in the consultation section of this report.

The Master Plan provides actions for the future of the Shepparton Railway Precinct. These actions are set out in an implementation plan that includes three stages, being short term (0-4 years), medium term (4-8 years) and long term (8+ years). The implementation plan is further categorised into sections of responsibilities between Council, V/Line, VicTrack, the community and the private sector.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

It is recommended that Council adopt the Master Plan.

Moved by Cr Summer
Seconded by Cr Oroszvary

That the Council:

1. adopt the *Shepparton Railway Precinct Master Plan 2017*; and
2. note that future budget bids will be made to implement the findings and recommendations of the *Shepparton Railway Precinct Master Plan 2017*.

CARRIED.

Background

The Shepparton Railway Station is located at the eastern edge of the Shepparton CBD (see *Figure 1 – Aerial Map*). It provides transportation linkages to the retail, commercial, health, education and recreational facilities in Greater Shepparton from Melbourne as well as other regional areas in Victoria and New South Wales (via the regional bus network).

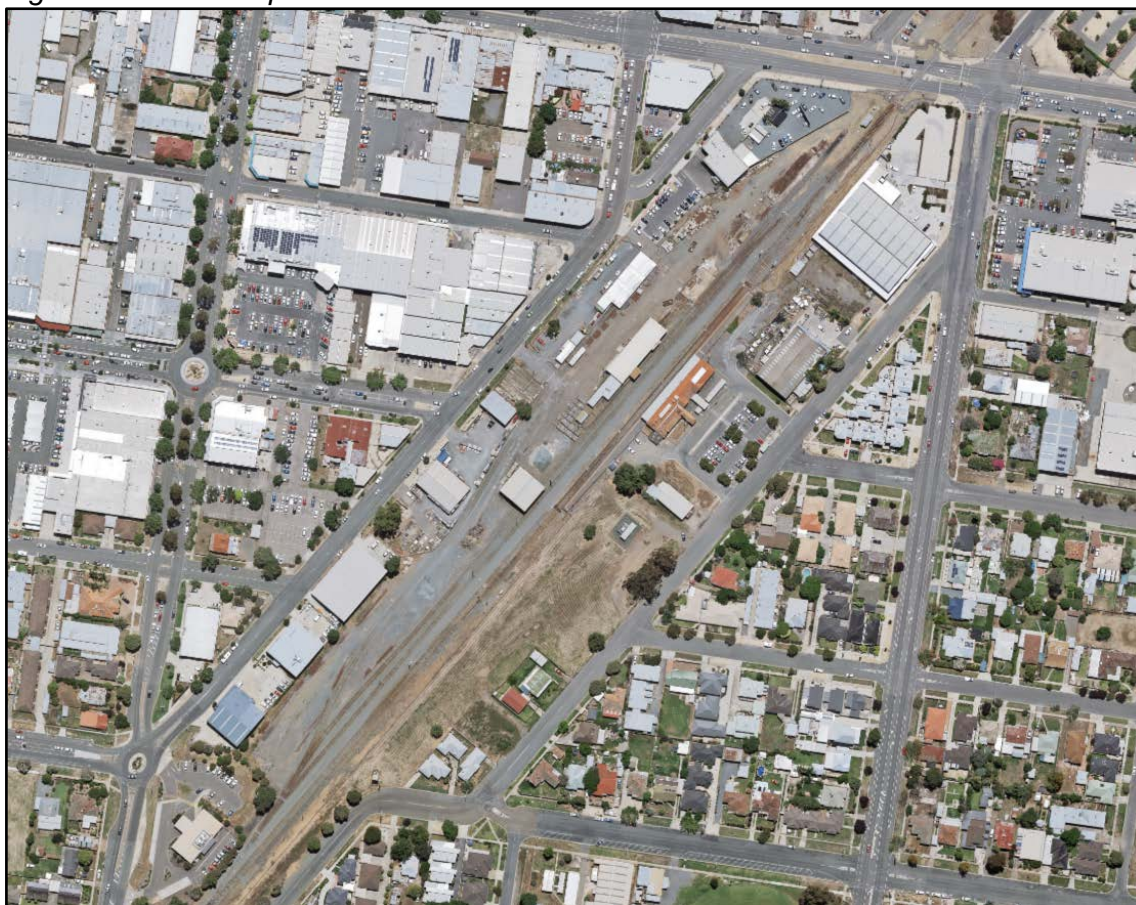
The *Shepparton CBD Strategy 2008* provides a development vision for the Shepparton Railway Station Precinct. This vision includes discussion of new higher scale development on underutilised land adjoining the railway and the upgrading of streets, pedestrian and cycle spaces linking the Shepparton Railway Station with the CBD. This Strategy also identifies the need for a pedestrian bridge linking the Shepparton Railway Station with Hoskin Street and Vaughan Street.

The *Make Shepparton Greater Prospectus 2014* identifies the Shepparton CBD Revitalisation Project as a “priority project”. The Shepparton Railway Precinct Redevelopment is listed as one of the three major infrastructure projects that make up the Shepparton CBD Revitalisation Project.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

Figure 1 – Aerial Map



The *Shepparton Railway Precinct Master Plan 2017* (the Master Plan) was undertaken by Spiire Australia Pty Ltd (see *Attachment 1 – Shepparton Railway Precinct Master Plan 2017*).

The vision for the project is:

“The Railway Precinct Master Plan will conceptualise the transformation of the Railway Precinct into an enticing gateway to the City of Greater Shepparton. This project will identify the actions and aspirations that will allow Shepparton to bring its Rail Station into the City both physically and symbolically. The Master Plan will showcase urban design and provide a blueprint to guide existing and future land use within the Precinct and surrounding area. This will lead to increased vitality of the CBD and encouraging the use of, and investment in, sustainable transport.”

A Project Board, including representatives from Council, the Department of Economic Development, Jobs, Transport and Resources, V/Line, VicTrack and Public Transport Victoria, has managed the project.

A Technical Reference Group was formed, including stakeholders from the Disability Advisory Committee, Positive Ageing Advisory Committee, Ethnic Council of Shepparton & District Inc., local community groups, transport action groups, Committee for Greater Shepparton, Tourism Greater Shepparton, Goulburn River Valley Tourism, etc., which assisted in the development of the Master Plan.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

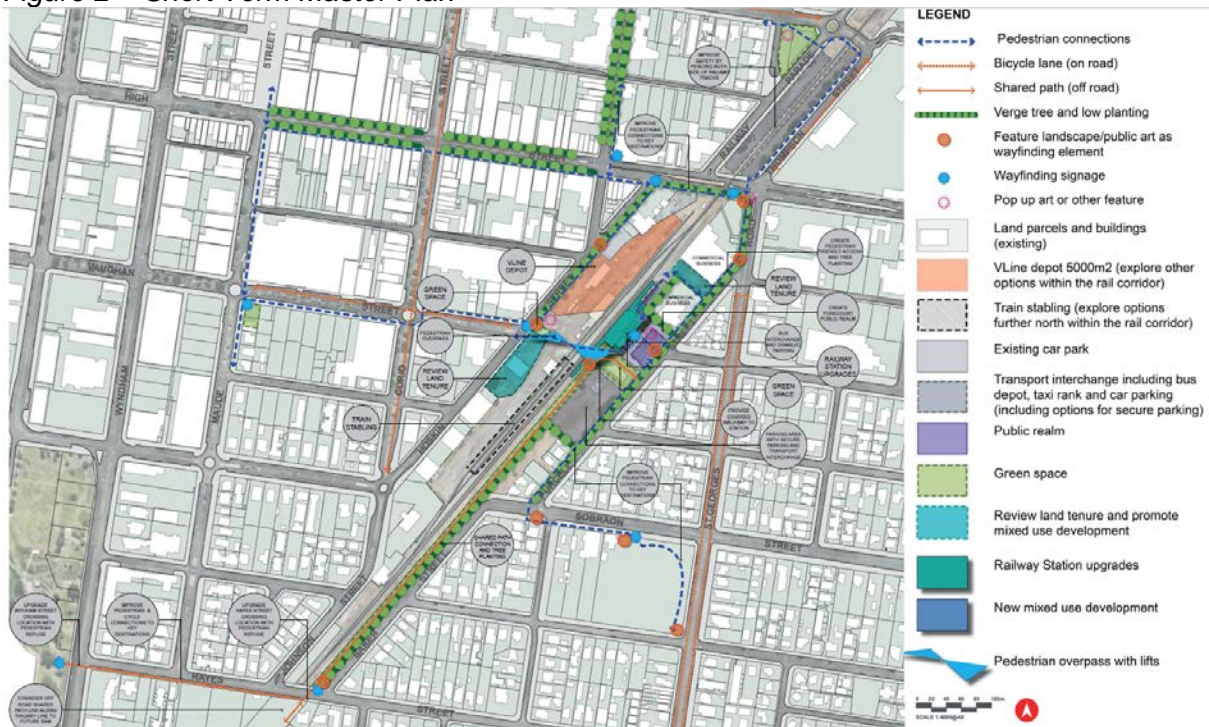
9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

The Master Plan assesses the current role and function of the Shepparton Railway Station, including the existing land uses and planning controls that apply to the land, access arrangements for pedestrians, cyclists, and other users, and connections to the CBD (see *Figure 2 – Existing Conditions Plan*).

The document also evaluates the future role and function of the Shepparton Railway Station and provides recommendations for the future. These recommendations are captured in a Master Plan and an implementation plan.

The Master Plan is proposed to be implemented across three stages, being short term (0-4 years), medium term (4-8 years) and long term (8+ years). The implementation actions are included in the table attached to this report.

Figure 2 – Short Term Master Plan



9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

Figure 3 – Medium Term Master Plan

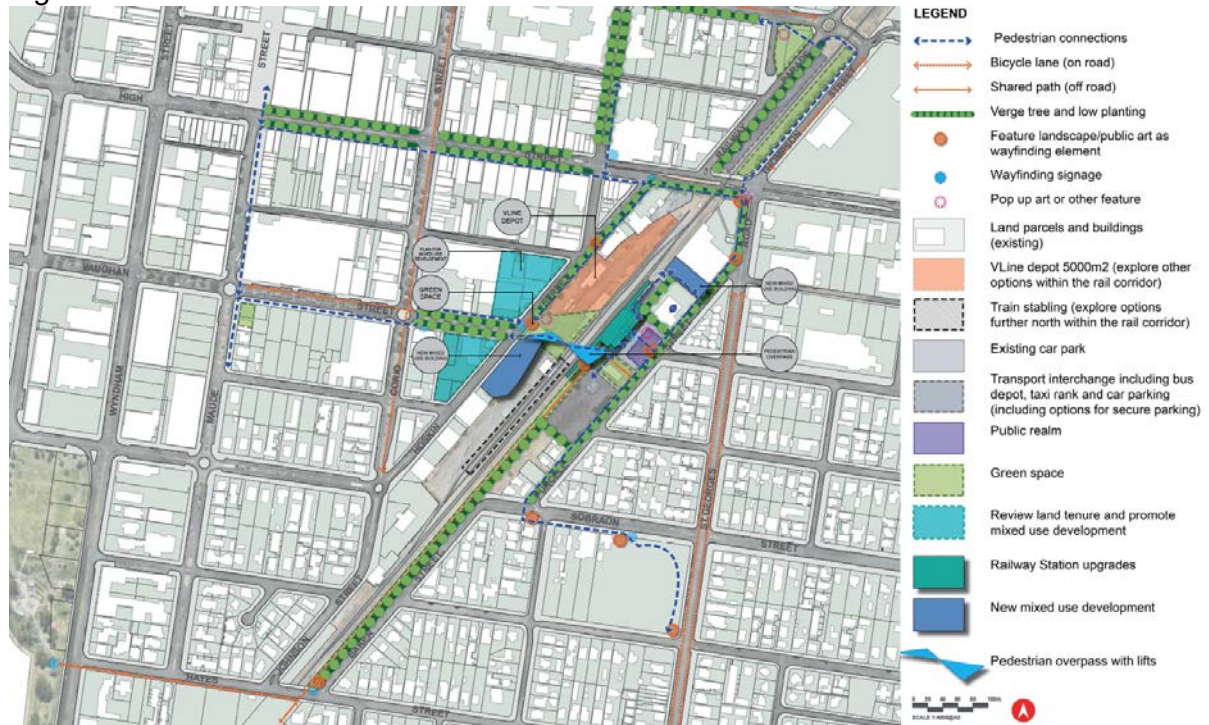
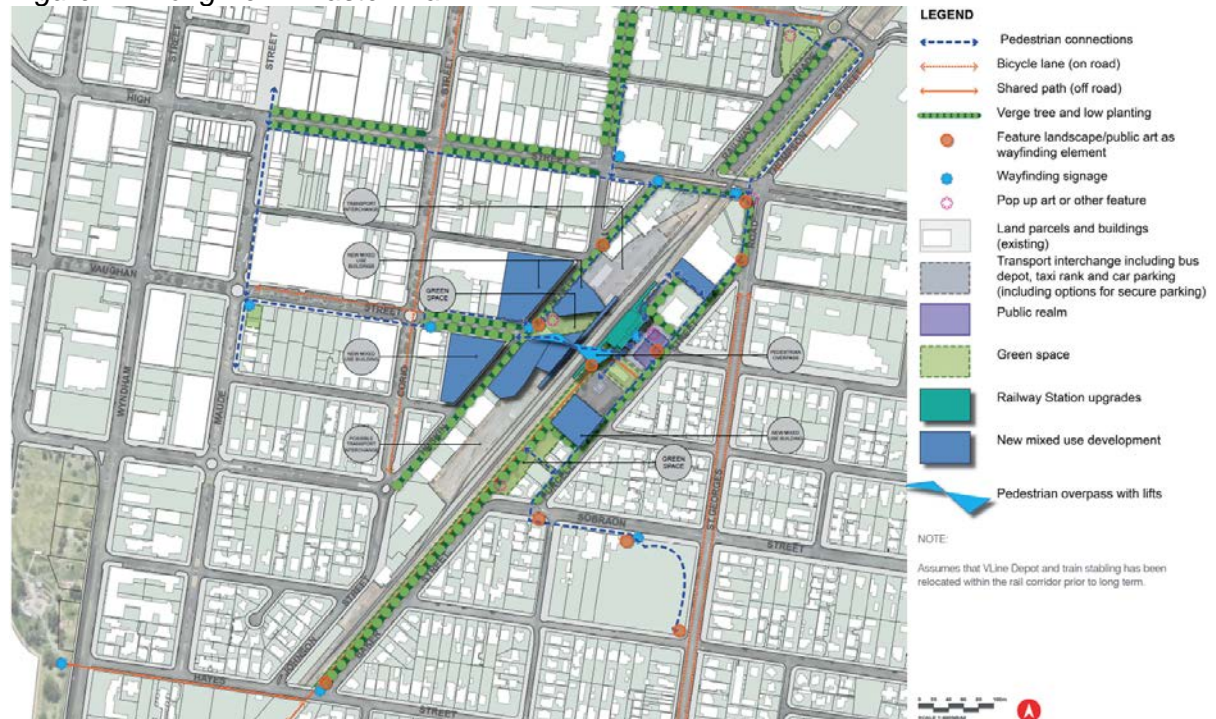


Figure 4 – Long Term Master Plan



9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

At the Ordinary Council Meeting held on 21 February 2017, Council resolved to endorse the *Shepparton Railway Precinct Master Plan (Draft) December 2016* (the Draft Master Plan) and release it for public comment (see *Attachment 2 – Minutes Extract from February 2017 Ordinary Council Meeting*).

The Draft Master Plan was released for public comment from 27 February 2017 to 3 April 2017. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009* and seven submissions were received by Council. The content of these submissions are included in the consultation section of this report.

The Project Board met during the consultation process to review the Draft Master Plan and consider any changes. The Project Board agreed to make minor changes to the short, medium and long term plans to identify a preference for the V/Line Depot and the train stabling to be located elsewhere in the rail corridor. The location of these infrastructure items within the CBD is not considered necessary for the long term utilisation of the railway precinct and would be better suited to other locations further north of the current railway precinct.

The consultation process has allowed Council officers to review community feedback and to respond accordingly, including minor changes to the documentation to improve the intent and legibility. It is recommended that Council now adopt the Master Plan.

Council Plan/Key Strategic Activity

Strategic Goal 4: Quality Infrastructure (Built)

Objective 4.2: Ensure the community has access to appropriate transportation infrastructure

Strategy: In collaboration with the community, lobby and advocate for the continued development of the railway station precinct with priority linkage to the CBD.

Risk Management

There are no adverse risks associated with adopting the Master Plan.

Policy Considerations

The Master Plan supports existing Council policy including *The Greater Shepparton City Council: Council Plan 2013-2017*.

Financial Implications

This project has been collaboratively funded by Council, the State Government (Department of Economic Development, Jobs, Transport and Resources), V/Line and VicTrack.

The implementation of the Master Plan will result in financial implications for Council and other relevant transport authorities. The redevelopment of the Shepparton Railway Precinct will be staged according to funding and budget requirements. The timing of the redevelopment is currently unknown; however, a budget request of \$50,000 has been included in the 2017/18 budget for development of key elements to this page.

Council will continue to seek funding from all levels of government to assist in the cost of this project implementation.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

Legal/Statutory Implications

All procedures associated with the Master Plan comply with the legislative requirements.

The Master Plan has been prepared in accordance with the Greater Shepparton Planning Scheme and was released for public comment in accordance with Council's *Community Engagement Strategy*.

Environmental/Sustainability Impacts

The recommendation will not result in any negative environmental/sustainability impacts.

The Master Plan seeks to promote active transport through plans to improve pedestrian connectivity between the Shepparton Railway Station and the CBD and improve access to public transport for all transport users.

Social Implications

The recommendation will not result in any negative social implications. The Master Plan seeks to achieve the following social benefits:

- improved access to public transport within the Shepparton CBD;
- increased potential for mixed use development of the Shepparton Railway Station; and
- improved appeal and liveability, which will assist to attract more residents and visitors to Greater Shepparton.

Economic Impacts

The recommendation will not result in any negative economic impacts. Key economic benefits arising from the Shepparton Railway Precinct Master Plan project were identified in the *Shepparton CBD Revitalisation Project: Economic Benefits Analysis*, which assessed the potential benefits of the wider program. These benefits include:

- increased business and economic prosperity for existing small to medium businesses in the Shepparton CBD;
- improved retail diversity in the Shepparton CBD; and
- improved appeal and liveability, which will assist to attract more residents, visitors, businesses and investors to Greater Shepparton.

Consultation

Two Technical Reference Group meetings (or workshops) were held on 29 July and 17 August 2016. The workshops were attended by representatives from the Disability Advisory Committee, Positive Ageing Advisory Committee, Ethnic Council of Shepparton & District Inc., local community groups, transport action groups, Committee for Greater Shepparton, Tourism Greater Shepparton, Goulburn River Valley Tourism, etc.

These workshops provided valuable insight into the positive and negative attributes of the existing Shepparton Railway Station, as well as aspirations for the future.

The Draft Master Plan was endorsed by Council at the February Ordinary Council Meeting and was released for public comment from 27 February 2017 to 3 April 2017.

During the consultation phase, two additional Technical Reference Group meetings (or workshops) were held 17 March and 30 March 2017.

Seven submissions were received by Council. The main comments in these submissions are summarised below.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

	SUMMARY OF SUBMISSION	RESPONSE
1	General support for the plan. The new railway station on the western side of the railway tracks should be prioritised in the short-medium term.	Noted and the implementation timelines have been amended in final Master Plan.
2	Accessibility should be prioritised in the short term and should include input from the Disability Advisory Committee. The railway station should be shifted to the western side of the railway tracks as soon as possible.	Noted. The Disability Advisory Committee was included in the Technical Reference Group. The implementation timelines have been amended in final Master Plan.
3	Clarification provided by a land owner regarding the status of leased land and buildings identified in the Master Plan. This included a query regarding the ongoing operations of businesses on leased land, particularly where buildings are owned by the lessee.	Comments on lease arrangements noted. Working with relevant land owner to ensure the ongoing operations of existing businesses are supported and appropriately provided for.
4	General support for the Master Plan. Pedestrian overpass should be prioritised within the first 5 years. Green space with shared path or bike path should be considered along Baker Street to the south to cross Wyndham Street at the proposed SAM site. Safety for pedestrians needs to be prioritised. Bus routes and services also need to be considered to better align with train timetabling.	The implementation timelines have been amended in final Master Plan. Green space for pedestrian/bike connection with the new SAM site is included in the Master Plan. Comments regarding services and timetabling are noted.
5	Concerns raised regarding insecure and unsafe parking at the existing railway station – secure parking should be a priority. Does not support the proposed pedestrian overpass and states that better bus services should be prioritised instead. Raises concerns regarding existing ticketing and waiting area, indicates that tourism should be promoted and that green spaces are unnecessary.	Comments and concerns regarding pedestrian and bus services noted. Secure parking is an important element of the Master Plan and will be included in the redevelopment. V/Line is currently exploring options to improve the ticketing and waiting area.
6	Food/coffee vans should be promoted in this area as access to these is limited. Facilities need to be clean and spacious to cater for all needs and should be accessible for all abilities.	The Master Plan includes spaces for food vans and pop-up kiosks for food and drink. Comments on accessibility noted and agreed.
7	Queries benefits of beautification, highlights importance of improving the function of the station for users, raises concerns regarding moving the car parking area. Notes that direct access to the town centre is most important. Suggests a pedestrian crossing at grade.	Comments noted. The Master Plan addresses beautification of the precinct and the function of the station for all users. At grade crossings are not supported by VicTrack.

These submissions have been assessed and the final Master Plan considers and addresses these comments as relevant.

The consultation process has allowed Council officers to review community feedback and to respond accordingly, including minor changes to the documentation to improve the intent and legibility.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Topic: Infrastructure – the provision and restructure of urban and rural infrastructure to enhance the performance of the municipality and facilitate growth.

Theme: Traffic and Transport Systems

Objective 4: To provide effective and efficient rail services for freight and passengers

Strategy 4.1: Promote the use and development of the rail links through the municipality.

Strategy 4.6: Prevent traffic congestions that may be caused by rail movements across roads.

b) Other strategic links

The *Make Shepparton Greater Prospectus 2014* identifies the Shepparton CBD Revitalisation Project as a “priority project”. The Shepparton Railway Precinct Redevelopment is listed as one of the three major infrastructure projects that make up the Shepparton CBD Revitalisation Project.

The master planning work to identify improvements in access and amenity for public transport users also contributes to the vision for improved public transport between Shepparton and Melbourne identified in the *Hume Regional Growth Plan (2014)*. These improved linkages will add further justification to the requirement for increased passenger rail services between Shepparton and Melbourne, which has been identified in a number of publications including *Regional Development Australia: Hume Region Passenger & Freight Rail Review (2011)* and *Greater Shepparton City Council: Make Shepparton Greater – Shepparton Passenger Rail Services Survey Report (2014)*.

The *Shepparton CBD Strategy 2008* provides a development vision for Precinct 10: Railway and Adjoining Land. This vision includes discussion of new higher scale development on underutilised land adjoining the railway and the upgrading of streets within the Precinct as pedestrian and cycle spaces linking the Shepparton Railway Station and the CBD. This Strategy identifies the proposed pedestrian bridge linking the station with Hoskin Street and Vaughan Street.

Conclusion

The Master Plan identifies actions and aspirations that will better integrate the Shepparton Railway Station into the Shepparton Central Business District (CBD), both physically and symbolically. It also includes a technical investigation and feasibility study into the provision of a pedestrian overpass connecting the Shepparton Railway Station with the CBD.

The Master Plan has been subject to a community consultation process, including releasing the draft for public comment. Council has responded to feedback received and made changes to the Master Plan to improve the intent and legibility of the Plan.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.6 Adoption of Shepparton Railway Precinct Master Plan 2017 (continued)

The Master Plan provides actions for the future of the Shepparton Railway Precinct. These actions are set out in an implementation plan that includes three stages, being short term (0-4 years), medium term (4-8 years) and long term (8+ years). The implementation plan is further categorised into sections of responsibilities between Council, V/Line, VicTrack, the community and the private sector.

It is recommended that Council adopt the Master Plan.

Attachments

1. Shepparton Railway Precinct Master Plan 2017 Page 525
2. Minutes Extract from February 2017 Ordinary Council Meeting Page 571

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.7 Adoption of Landscape Plan Guide 2017 for Development Proposals in the City of Greater Shepparton, the Shire of Campaspe and the Shire of Moira

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Senior Strategic Planner

Proof reader(s): Team Leader Strategic Planning, Manager Building and Planning

Approved by: Director Sustainable Development

Executive Summary

The *Landscape Plan Guide 2017* was undertaken by Spiire Australia Pty Ltd (see *Attachment 1 – Landscape Plan Guide 2017*).

The purpose of the project was to develop a guide to assist those applying for planning permits to efficiently and effectively submit the required characteristics of a landscape plan.

This project has been undertaken in collaboration with Campaspe Shire Council, Greater Shepparton City Council, Moira Shire Council and the Goulburn Broken Catchment Management Authority (GBCMA).

The *Landscape Plan Guide 2017* establishes common requirements for sustainable and appropriate landscape developments across the three municipalities.

It will assist private developers and permit applicants in the preparation of informed and sustainable landscape plans that meet the expectations and standards of the councils and the GBCMA when landscape plans are required.

The *Landscape Plan Guide 2017* also includes advice on plant species selection (such as low water use natives and indigenous species) and encourages the use of appropriate species for the existing environmental conditions.

The *Landscape Plan Guide 2017* is a separate and complementary document to the *Draft Greater Shepparton Urban Forest Strategy 2017* and the *Greater Shepparton Street Tree Master Plan 2003*.

At the Ordinary Council Meeting held on 21 February 2017, Council resolved to endorse the Draft Landscape Plan Guide and release it for public comment (see *Attachment 2 – Extract from February OCM minutes*).

The Draft Landscape Plan Guide was released for public comment from 27 February 2017 to 3 April 2017. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009* and four submissions were received. Feedback was also received during a stakeholder workshop, held on 21 March 2017, which was well attended by industry professionals such as architects, designers and planning consultants. The content of these submissions and the feedback provided are included in the consultation section of this report.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.7 Adoption of Landscape Plan Guide 2017 for Development Proposals in the City of Greater Shepparton, the Shire of Campaspe and the Shire of Moira (continued)

The consultation process has allowed Council officers to review community feedback and to respond accordingly.

It is recommended that Council adopt the *Landscape Plan Guide 2017* and note Council officers' intention to proceed with preparing and exhibiting a planning scheme amendment to implement the *Landscape Plan Guide 2017*.

**Moved by Cr Patterson
Seconded by Cr O'Keeffe**

That the Council:

1. adopt the Landscape Plan Guide 2017; and
2. note that Council officers will proceed with preparing and exhibiting a planning scheme amendment to implement the Landscape Plan Guide 2017.

CARRIED.

Background

Landscaping is a very important part of the development process. It performs an important physical, visual and cultural function in our environment. It is required to varying degrees as part of all urban (e.g. subdivisions), industrial, commercial, rural and residential permit applications.

Campaspe Shire Council, Greater Shepparton City Council and Moira Shire Council require most approved residential, industrial, rural and commercial developments to submit a landscape plan as part of a permit application. This is to ensure that the visual and environmental quality of the landscape and neighbourhood character is not adversely affected by inappropriate landscaping.

Most applicants become aware of the need to develop a landscape plan due to a condition requiring that a plan be submitted to Council for approval in their planning permit. Often the planning permit will require a landscape plan as well as specified details which need to be included or addressed in order to obtain approval. This may include names, size and maturity of plants, methods of draining, watering and maintaining landscaped areas, weed management programs, in-ground irrigation systems, etc.

A Landscape Plan Guide (including templates and information on scheduling and species selection) would assist those applying for planning permits to efficiently and effectively submit the required characteristics of a landscape plan. To date no guide or template exists to provide such guidance to applicants.

The Local Government Agricultural Floodplains Reference Group agreed to undertake a collaborative project to prepare a Landscape Plan Guide for Campaspe Shire Council, Moira Shire Council and Greater Shepparton City Council. It was agreed that Greater Shepparton City Council would be the lead Council managing the project on behalf of the three councils.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.7 Adoption of Landscape Plan Guide 2017 for Development Proposals in the City of Greater Shepparton, the Shire of Campaspe and the Shire of Moira (continued)

The project is collaboratively funded with \$10,000 received from both Campaspe Shire Council and Moira Shire Council to be included in a \$30,000 total budget for the project.

The purpose of the project is to develop a guide to assist those applying for planning permits to efficiently and effectively submit the required characteristics of a landscape plan.

Spiire Australia Pty Ltd was engaged to prepare the *Landscape Plan Guide 2017* (see *Attachment 1 – Landscape Plan Guide 2017*), which is a separate and complementary document to the *Draft Greater Shepparton Urban Forest Strategy 2017* and the *Greater Shepparton Street Tree Master Plan 2003*. These documents focus on Council's ability to green our public urban spaces and the public realm. The *Landscape Plan Guide 2017* aims to assist private developers to achieve appropriate landscape outcomes on private land or land that will be vested to Council as open space, drainage or stormwater infrastructure, etc.

The *Landscape Plan Guide 2017* includes advice on species selection (such as low water use natives and indigenous species, wherever possible), and encourages the use of appropriate species for existing environmental conditions (e.g. integrated with drainage design, existing infrastructure needs and shade trees for car park designs).

The project also includes the development of local policy for inclusion in the Municipal Strategic Statement to give statutory effect to the *Landscape Plan Guide 2017* in the planning schemes.

At the Ordinary Council Meeting held on 21 February 2017, Council resolved to endorse the Draft Landscape Plan Guide and release it for public comment (see *Attachment 2 – Extract from February OCM minutes*).

The Draft Landscape Plan Guide was released for public comment from 27 February 2017 to 3 April 2017. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009* and four submissions were received. The content of these submissions are included in the consultation section of this report.

Feedback was also received during a stakeholder workshop, held on 21 March 2017, which was well attended by industry professionals such as architects, designers and planning consultants.

The consultation process has allowed Council officers to review community feedback and to respond accordingly.

It is recommended that Council adopt the *Landscape Plan Guide 2017* and note Council officers' intention to proceed with preparing and exhibiting a planning scheme amendment to implement the *Landscape Plan Guide 2017*.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.7 Adoption of Landscape Plan Guide 2017 for Development Proposals in the City of Greater Shepparton, the Shire of Campaspe and the Shire of Moira (continued)

Council Plan/Key Strategic Activity

Strategic Goal 2: Enhancing the Environment (Natural)

Objective 2.1: Ensure the environment is a major priority in planning for the future

Risk Management

There are no adverse risks associated with adopting the *Landscape Plan Guide 2017*.

Policy Considerations

The Landscape Plan Guide supports existing Council policy including The *Greater Shepparton City Council: Council Plan 2013-2017*.

Financial Implications

The project is collaboratively funded with \$10,000 received from both Campaspe Shire Council and Moira Shire Council to be included in a \$30,000 total budget for the project.

A budget allocation was included in the adopted 2016-17 financial year budget for this project. In addition, a budget allocation has been made in the draft 2017-18 financial year budget to undertake the planning scheme amendment to implement the findings and recommendations of the Landscape Plan Guide 2017.

The recommendation does not have any financial or budgetary implications for Council.

Legal/Statutory Implications

All procedures associated with the *Landscape Plan Guide 2017* comply with the legislative requirements. The *Landscape Plan Guide 2017* has been prepared in accordance with the Greater Shepparton Planning Scheme and was released for public comment in accordance with Council's *Community Engagement Strategy*.

Environmental/Sustainability Impacts

The *Landscape Plan Guide 2017* will result in positive environmental/sustainability impacts for the municipality. It seeks to ensure the environmental quality of the landscape is not adversely affected by inadequate landscaping. It includes a comprehensive list of plant species, which are appropriate for the environmental and climatic conditions of the region.

Social Implications

The *Landscape Plan Guide 2017* will result in positive social outcomes for the municipality. It seeks to ensure the visual quality of the landscape and neighbourhood character is not adversely affected by inappropriate landscaping. It includes clear key design considerations to assist in the preparation of quality landscape plans for new developments.

Economic Impacts

The *Landscape Plan Guide 2017* will not result in any negative economic impacts.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.7 Adoption of Landscape Plan Guide 2017 for Development Proposals in the City of Greater Shepparton, the Shire of Campaspe and the Shire of Moira (continued)

Consultation

The Draft Landscape Plan Guide was released for public comment from 27 February 2017 to 3 April 2017. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009* and four submissions were received. The main comments of these submissions are summarised below.

SUB NO	SUMMARY OF SUBMISSION	RESPONSE
1	Generally supportive of the document. Highlights that a review of the trees planted in the last 10 years is required due to losses.	Comments noted.
2	Species/planting lists needs to be better arranged to be more user friendly.	Comments noted and lists revised as appropriate.
3	Support from Goulburn Broken Catchment Management Authority and welcomes adoption by Councils.	Noted.
4	Tree canopy size should be displayed on plans, noting Council's Urban Forest Strategy. General comments on Shepparton-specific guidelines.	Comments noted and revisions made as appropriate.

Feedback was also received during a stakeholder workshop, held on 21 March 2017, which was well attended by industry professionals such as architects, designers and planning consultants. As a result of this further feedback, additional changes were made to the final draft of the *Landscape Plan Guide 2017* to provide better guidance on when landscape plans are required, the content of landscape plans that is commensurate to the scale of development proposed, to further improve the appended templates, etc.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Topic: Settlement and Housing

Theme: Sustainable Design

Objective 1: To develop and enhance a distinctive character for Greater Shepparton.

Strategy 1.2: Promote landscaping themes throughout the municipality to create a unified identity yet retaining individual town character.

Topic: Community Life

Theme: Recreation and Open Space

Objective 2: To protect and enhance the network of public open space that contributes to the amenity of the municipality and advances the image of the community.

Topic: Environment

Theme: The Natural Environment

Objective 1: To maintain and enhance biodiversity of native flora and fauna communities.

b) Other strategic links

1. *Greater Shepparton Street Tree Master Plan, 2003*; and

2. *Draft Shepparton Urban Forest Strategy, 2017*.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.7 Adoption of Landscape Plan Guide 2017 for Development Proposals in the City of Greater Shepparton, the Shire of Campaspe and the Shire of Moira (continued)

Conclusion

The *Landscape Plan Guide 2017* seeks to assist those applying for planning permits to efficiently and effectively submit the required characteristics of a landscape plan. It establishes common requirements for sustainable and appropriate landscape developments across the three municipalities and will assist private developers and permit applicants in the preparation of informed and sustainable landscape plans that meet the expectations and standards of the councils and the GBCMA.

It also includes advice on plant species selection (such as low water use natives and indigenous species) and encourages the use of appropriate species for the existing environmental conditions.

The Draft Landscape Plan Guide was released for public comment from 27 February 2017 to 3 April 2017. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009* and four submissions were received. The content of these submissions are included in the consultation section of this report.

It is recommended that Council adopt the *Landscape Plan Guide 2017* and note Council officers' intention to proceed with preparing and exhibiting a planning scheme amendment to implement the *Landscape Plan Guide 2017*.

Attachments

1. Landscape Plan Guide 2017 Page 585
2. Extract from February OCM minutes Page 741

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Senior Strategic Planner

Proof reader(s): Team Leader Strategic Planning

Approved by: Director Sustainable Development

Executive Summary

The *Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017* (the UDF Addendum) was undertaken by Planisphere Pty Ltd (see *Attachment 1 – UDF Addendum*).

This project reviews the *Urban Design Framework: Shepparton North and South Business Areas* prepared by Coomes Consulting Pty Ltd in 2006 (the 2006 UDF).

The UDF Addendum provides updated guidance for urban design at two of Shepparton's gateway sites, being the Shepparton North commercial area along the Goulburn Valley Highway, and the entrance to Kialla Lakes Drive from the Goulburn Valley Highway in Kialla. It includes policy guidance to be included in the Greater Shepparton Planning Scheme through Design and Development Overlays.

A summary of the design guidelines for each area is provided below.

Shepparton North Gateway Commercial Area

- Innovative, high quality architectural and design outcomes are encouraged to elevate the appearance of the precinct and reflect the importance of this northern gateway.
- Blank and dominant facades should be avoided and upper levels should be set back to reduce building bulk and add visual interest.
- Street setbacks must incorporate significant landscaping with canopy trees, especially between car parking areas and property boundaries.
- Signs should form part of building facades, rather than protruding beyond the building, which creates visual clutter.

Kialla Lakes Drive

- Developments should include innovative built form and quality landscaping that respects and manages the interface between residential and industrial uses.
- The height and form of new buildings should be stepped down towards residential interfaces.
- Long, blank facades that are visible from the street and large, paved car parking areas without landscaping should be avoided.
- Landscape buffers with canopy trees should be used in front setbacks and car parking areas.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

Council officers and representatives from Planisphere Pty Ltd invited land owners and occupiers in the affected areas an opportunity to discuss the Draft UDF Addendum and offer input into the document.

Drop-in sessions were held from 4pm to 6pm on 29 March 2017 for these stakeholders to view the Draft UDF Addendum and discuss how the proposed policy may affect them in the future.

There was general consensus and concern from stakeholders in the Shepparton North area regarding the “neglected” nature of this northern gateway and a desire to visually enhance both the public and private realm.

At the Ordinary Council Meeting held on 18 April 2017, Council resolved to endorse the Draft UDF Addendum and release it for public comment (see *Attachment 2 – Extract from April OCM minutes*).

The Draft UDF Addendum was released for public comment from 24 April 2017 to 19 May 2017. All land owners and occupiers were notified of the document and a public notice was included in the Shepparton News. This consultation was undertaken in accordance with Council's *Community Engagement Strategy, 2009*.

Council received five submissions, all of which were from stakeholders in the Shepparton North area. These submissions were generally supportive of Council's efforts to improve the presentation of the Shepparton North area and improve guidance to land owners and developers on design matters. All submissions raised concerns regarding an apparent lack of flexibility for large corner sites / gateway sites. The submissions included specific comments on various provisions included in the framework and the associated Design and Development Overlays.

The consultation process has allowed Council officers to assess community feedback and to respond accordingly.

These submissions have been considered and the UDF Addendum has been revised to address the concerns. Specifically, the framework and the draft Design and Development Overlay provisions have been revised, as relevant, to ensure appropriate flexibility for gateway sites where good urban design outcomes are still achieved.

Clarification has also been provided to the submitters and within the UDF Addendum regarding the flexibility and the intent of the objectives and provisions.

It is recommended that Council adopt the UDF Addendum and prepare and exhibit a planning scheme amendment to implement its recommendations.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

Moved by Cr Summer
Seconded by Cr Hazelman

That the Council:

1. adopt the *Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017*;
2. note Council officers' intention to prepare and exhibit a planning scheme amendment to include the recommendations of the *Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017* into the Greater Shepparton Planning Scheme, including the Design and Development Overlays; and
3. note that future budget bids will be made to implement the findings and recommendations of the *Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017* to plan and improve the public realm in Shepparton North.

CARRIED.

Background

The *Urban Design Framework: Shepparton North and South Business Areas* was originally prepared by Coomes Consulting Pty Ltd in 2006 (the 2006 UDF). The purpose of the 2006 UDF was to develop design guidelines that provide a clear and consistent approach for future developments in the designated business areas along the Goulburn Valley Highway in Shepparton. The frameworks were prepared in consultation with the local community to assist developers, designers, planners and residents in applying good urban design principles to guide the future development of important commercial areas.

In December 2016, Planisphere Pty Ltd was engaged to review the 2006 UDF, having particular regard to recent planning permit applications and Victorian Civil and Administrative Tribunal (VCAT) cases.

This project includes a contextual review and analysis of two important areas, being:

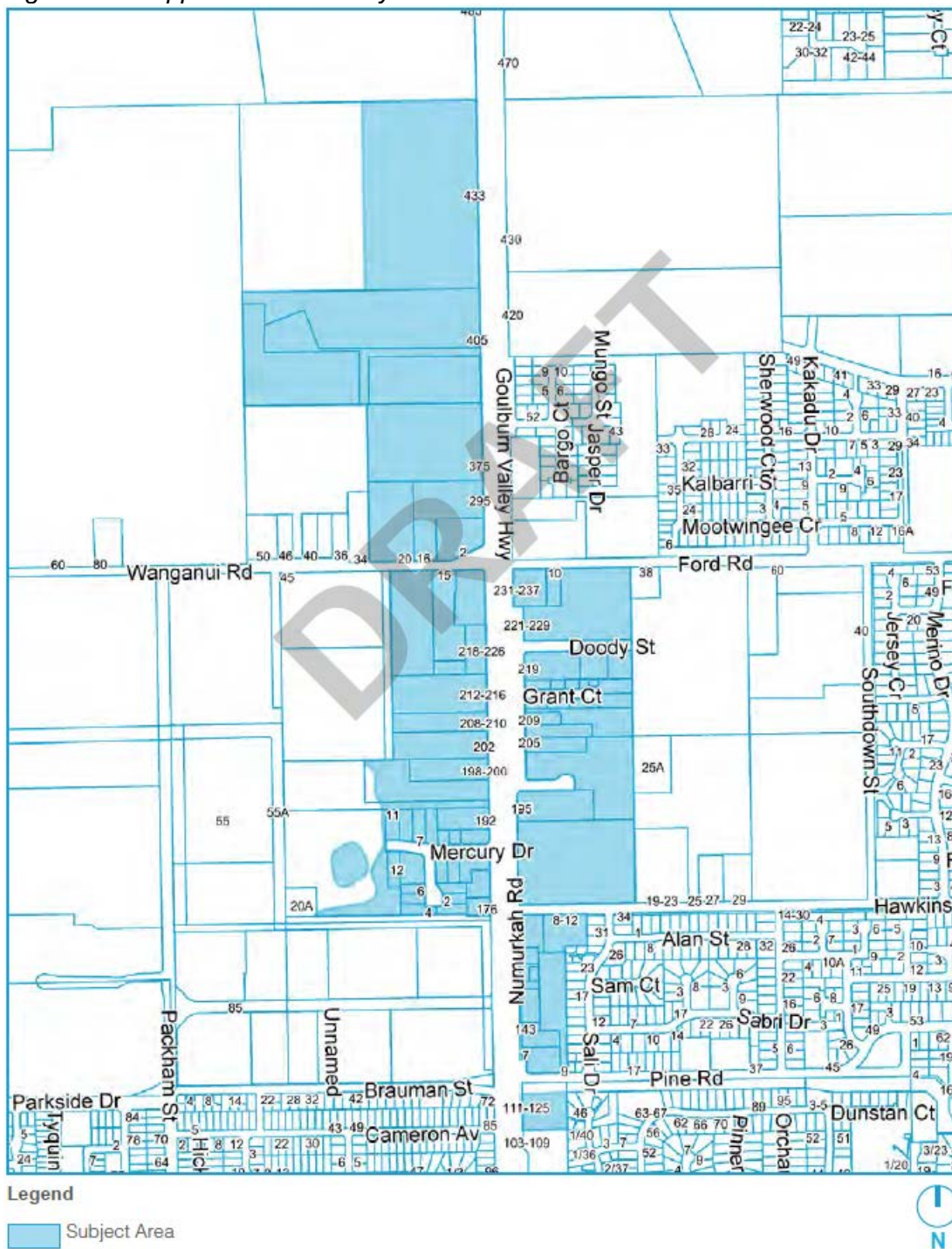
1. the commercial land in the Shepparton North gateway area along the Goulburn Valley Highway (see *Figure 1 – Shepparton North study area*); and
2. the entrance to Kialla Lakes Drive and surrounding industrial land (see *Figure 2 – Kialla Lakes Drive study area*).

The UDF Addendum provides new urban design frameworks for these two key areas and includes recommendations regarding their implementation into the Greater Shepparton Planning Scheme. The main objectives for each study area are summarised below.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

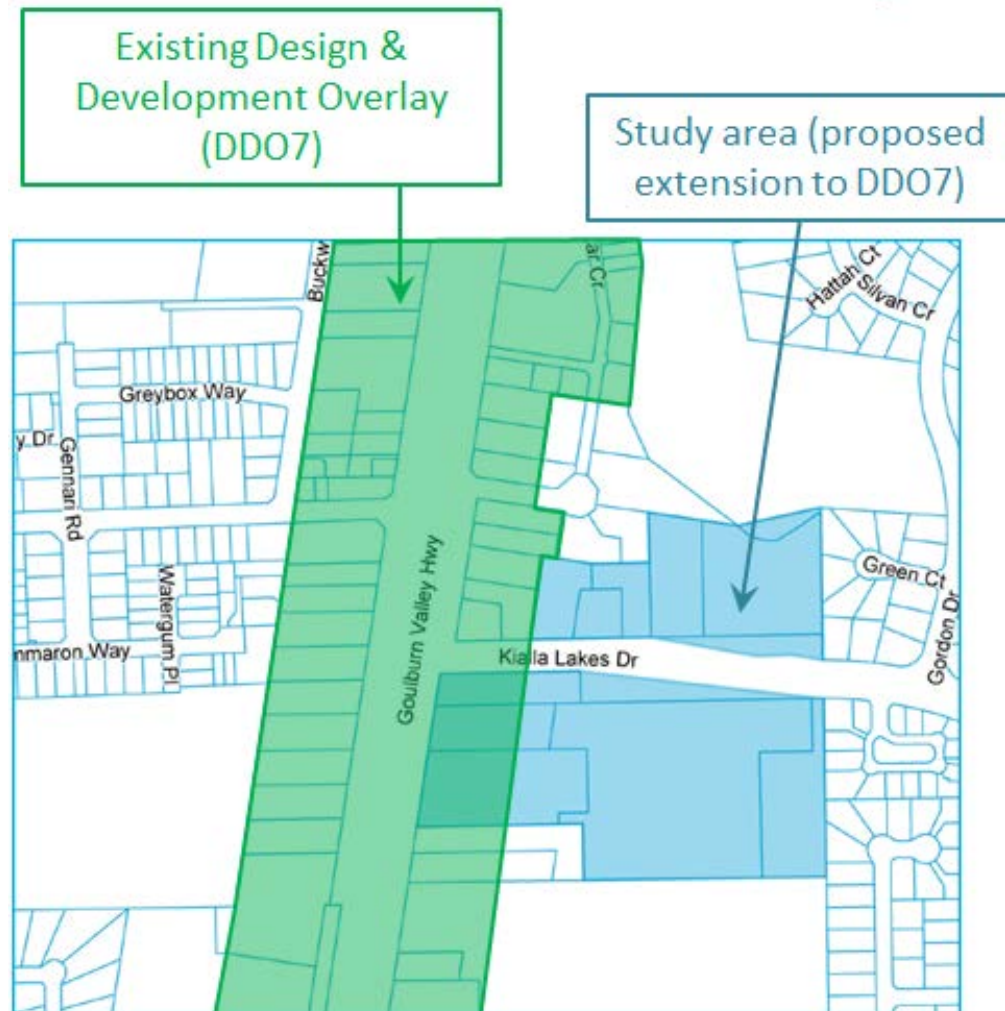
Figure 1 - Shepparton North study area



9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

Figure 2 – Kialla Lakes Drive study area



Shepparton North

- Built form should reflect the role of the area as important entrance and gateway;
- Advertising signage to be designed, sited and scaled to ensure that it does not detract from or compete with way-finding and road signage;
- Openness along the gateway corridor should be maintained, with views to the landscape visible from the Goulburn Valley Highway; and
- Public realm planting to be integrated with a complementary to the surrounding landscape.

Kialla Lakes Drive

- Manage land use transition from industrial to residential to ensure amenity is maintained;
- Ensure a sensitive interface between industrial and residential uses;
- Provide a clearly defined, legible and attractive gateway from the Goulburn Valley Highway to the precinct; and
- Innovative building design in industrial areas should be encouraged.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

The UDF Addendum recommends that a new Schedule to the Design and Development Overlay be applied to the Shepparton North study area. This overlay would ensure that the objectives and guidance included in the UDF Addendum are addressed through appropriate urban design responses. A draft Schedule to the Design and Development Overlay is included in the UDF Addendum.

Regarding the Kialla Lakes Drive study area, the UDF Addendum recommends that the existing Design and Development Overlay – Schedule 7 (DDO7) is extended to include the study area. It recommends revisions to the existing DDO7 to include the objectives and guidance unique to the Kialla Lakes Drive entrance from the UDF Addendum. A draft revised Schedule to the Design and Development Overlay is included in the UDF Addendum.

The UDF Addendum also recommends that further work be undertaken to prepare a signs local policy where variations to the Victorian Planning Provisions advertising sign policy (Clause 52.06 of the Greater Shepparton Planning Scheme) are sought.

Council Plan/Key Strategic Activity

Strategic Goal 4: *Quality Infrastructure (Built)*

Objective 4.3: Encourage sustainable municipal growth and development

Aim: Greater Shepparton City Council, as one of Australia's fastest growing inland regional cities, recognises that it is important to manage growth in a structured and sustainable manner.

In consultation with the Victorian Government and community stakeholders, we will continue to develop and planning framework that ensures our growth and development does not compromise our enviable lifestyle.

Risk Management

The consultation associated with the UDF Addendum has been undertaken in accordance with Council's Community Engagement Strategy.

There are no adverse risks associated with adopting the UDF Addendum and implementing its recommendations.

Policy Considerations

The consultation associated with the UDF Addendum was undertaken in accordance with Council's Community Engagement Strategy.

The UDF Addendum supports existing Council policy including the *Greater Shepparton City Council: Council Plan 2013-2017*.

Financial Implications

Planisphere Pty Ltd was engaged for \$15,950 in accordance with Council's procurement policy. This project was included in the adopted budget for the 2016/17 financial year.

The recommendation will result in financial implications for Council to implement the findings and recommendations of the UDF Addendum.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

Legal/Statutory Implications

All procedures associated with the UDF Addendum comply with the legislative requirements. The UDF Addendum has been prepared in accordance with the Greater Shepparton Planning Scheme and Council's Community Engagement Strategy.

Environmental/Sustainability Impacts

The UDF Addendum will result in positive environmental/sustainability impacts for the municipality. It seeks to ensure the environmental quality of the landscape is not adversely affected by inappropriate development. The UDF Addendum is cognisant of the *Draft Greater Shepparton Urban Forest Strategy 2017*, the *Greater Shepparton Street Tree Master Plan 2003*, and the *Landscape Plan Guide 2017* and is complementary to these important documents.

Social Implications

The UDF Addendum will result in positive social outcomes for the municipality. It seeks to ensure the quality of Shepparton's built form is enhanced and improved. It includes clear key design considerations to assist in providing quality urban design in new developments.

Economic Impacts

The UDF Addendum will not result in any negative economic impacts.

Consultation

Council officers and representatives from Planisphere Pty Ltd invited land owners and occupiers in the affected areas an opportunity to discuss the UDF Addendum and offer input into the document.

Drop-in sessions were held from 4pm to 6pm on 29 March 2017 for these stakeholders to view the UDF Addendum and discuss how the proposed policy may affect them in the future. The following main comments/concerns from stakeholders are summarised below:

- Concerns were raised about any requirement to retrospectively change the built form.
- That the new policy includes requirements for setbacks from boundaries – discussions were held regarding flexibility of these requirements and the general goal of achieving an improved urban design outcome.
- General concern from stakeholders in the Shepparton North gateway area that the north end of the City has been the most "neglected entrance".
- Traffic management is an outstanding issue in the Shepparton North gateway area that needs to be resolved (especially Ford Road / Wanganui Road / Goulburn Valley Highway intersection).
- The public realm in both areas requires streetscape and visual amenity upgrades rather than the onus being entirely on private land.

Comments and ideas from these stakeholders were considered and the UDF Addendum revised accordingly.

Following the April 2017 Ordinary Council Meeting, the UDF Addendum was released for public comment from 24 April to 19 May 2017. The consultation associated with the UDF Addendum was undertaken in accordance with Council's *Community Engagement Strategy*.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

Council received five submissions, all of which were from stakeholders in the Shepparton North area. These submissions were generally supportive of Council's efforts to improve the presentation of the Shepparton North area and improve guidance to land owners and developers on design matters. All submissions raised concerns regarding an apparent lack of flexibility for large corner sites / gateway sites. The submissions included specific comments on various provisions included in the framework and the associated Design and Development Overlays.

A summary of concerns raised in submissions and changes made are summarised in the table below.

NUMBER	COMMENT	RESPONSE
1	Lack of flexibility for prominent/gateway sites in Section 2.2 Framework <ul style="list-style-type: none"> ▪ Gateways ▪ Massing and Height ▪ Street Wall Height and Upper Building Setbacks ▪ Street Setbacks ▪ Side and Rear Setbacks ▪ Access Points and Crossovers ▪ Parking ▪ Landscape and Front Gardens ▪ Signage 	<ul style="list-style-type: none"> ▪ The Framework provides the background for the Design and Development Overlays (DDOs). ▪ The DDO Schedules are intended to provide discretionary guidance, not mandatory controls. ▪ The Framework has been revised to reflect the importance of the gateway and prominent corner sites and provide greater flexibility for these sites.
	Lack of flexibility for prominent/gateway sites in Appendix B – Draft Design and Development Overlay	<ul style="list-style-type: none"> ▪ The DDO Schedule has been revised to reflect the importance of the gateway and prominent corner sites and provide greater flexibility for these sites.
2, 3 and 4	Lack of flexibility for prominent/gateway sites in Section 2.2 Framework <ul style="list-style-type: none"> ▪ Massing and Height and Street Wall Height and Upper Building Setbacks ▪ Street Setbacks ▪ Access Points and Crossovers ▪ Landscape and Front Gardens ▪ Signage ▪ Façade Treatment and Architectural Features 	<ul style="list-style-type: none"> ▪ The Framework provides the background for the Design and Development Overlays (DDOs). ▪ The DDO Schedules are intended to provide discretionary guidance, not mandatory controls. ▪ The Framework has been revised to reflect the importance of the gateway and prominent corner sites and provide greater flexibility for these sites.
	Lack of flexibility for prominent/gateway sites in the proposed Design and Development Overlay	<ul style="list-style-type: none"> ▪ The DDO Schedule has been revised to reflect the importance of the gateway and prominent corner sites and provide greater flexibility for these sites.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

NUMBER	COMMENT	RESPONSE
5	Lack of Structure Plan	<ul style="list-style-type: none"> Comments noted regarding the importance of a Structure Plan for the area. Council officers do not consider that preparation of the UDF is premature.
	Constraints on major sites	<ul style="list-style-type: none"> The Framework and DDO Schedule have been revised to reflect the importance of the gateway and prominent corner sites and provide greater flexibility for these sites.

The consultation process has allowed Council officers to assess community feedback and to respond accordingly. These submissions have been considered and the UDF Addendum has been revised to address the concerns. Specifically, the framework and Design and Development Overlay provisions have been revised, as relevant, to ensure appropriate flexibility for gateway sites where good urban design outcomes are still achieved. Clarification has also been provided to the submitters and within the UDF Addendum regarding the flexibility and the intent of the objectives and provisions.

It is recommended that Council adopt the UDF Addendum and prepare and exhibit a planning scheme amendment to implement its recommendations.

This planning scheme amendment will include exhibition in accordance with the *Planning and Environment Act 1987*.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Topic: Settlement and Housing

Theme: Sustainable Design

Objective 1: To develop and enhance a distinctive character for Greater Shepparton.

Strategy 1.3: Support the use of urban design frameworks to identify where and how built form can be used to enhance the impact and perception of the municipality.

Strategy 1.4: Enhance the gateways, boulevards and focal points in the municipality with urban design and landscape master plans.

Strategy 1.7: Control the location, size and scale of advertising signage, especial in key precincts of the CBD and town centres.

b) Other strategic links

1. Commercial Activities Centres Strategy, 2015;
2. Draft Greater Shepparton Urban Forest Strategy 2017;
3. Greater Shepparton Street Tree Master Plan 2003;
4. Landscape Plan Guide 2017; and
5. Urban Design Framework: Shepparton North and South Business Areas 2006.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.8 Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017 (continued)

Conclusion

The UDF Addendum reviews the 2006 UDF and provides updated guidance for urban design at two of Shepparton's gateway sites, being the Shepparton North commercial area along the Goulburn Valley Highway, and the entrance to Kialla Lakes Drive from the Goulburn Valley Highway in Kialla. It includes policy guidance to be included in the Greater Shepparton Planning Scheme through Design and Development Overlays.

At the Ordinary Council Meeting held on 18 April 2017, Council resolved to endorse the Draft UDF Addendum and release it for public comment.

The Draft UDF Addendum was released for public comment from 24 April 2017 to 19 May 2017.

Council received five submissions, all of which were from stakeholders in the Shepparton North area. These submissions were generally supportive of Council's efforts to improve the presentation of the Shepparton North area and improve guidance to land owners and developers on design matters. All submissions raised concerns regarding an apparent lack of flexibility for large corner sites / gateway sites. The submissions included specific comments on various provisions included in the framework and the associated Design and Development Overlays.

The consultation process has allowed Council officers to assess community feedback and to respond accordingly. These submissions have been considered and the UDF Addendum has been revised to address the concerns.

It is recommended that Council adopt the UDF Addendum and prepare and exhibit a planning scheme amendment to implement its recommendations.

Attachments

1. Extract from April OCM minutes Page 748
2. Urban Design Framework Addendum Page 757

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Senior Strategic Planner

Proof reader(s): Team Leader Strategic Planning, Manager Building and Planning

Approved by: Director Sustainable Development

Executive Summary

The Calder Woodburn Memorial Avenue (Memorial Avenue) is of historic, aesthetic and social cultural heritage significance to the State of Victoria. For this reason, the Memorial Avenue is included in the Victorian Heritage Register. Only seven places within the Municipality are included in this Register.

The Memorial Avenue was planted between 1945 and 1949 by Mr JLF (Fen) Woodburn as a living memorial to his son Calder who lost his life while serving with the Royal Australian Air Force in the Second World War. The Memorial Avenue consists of more than 2,400 trees over a length of nearly 20 kilometres along the Goulburn Valley Highway.

The Memorial Avenue is the grandest and largest of the Second World War commemorative planting in Victoria, and is important for its use of only Eucalyptus species. The use of Australian native trees is particularly significant historically when contrasted to the almost universal use of exotic species for First World War memorial avenues.

In recent years, the integrity of the Memorial Avenue has suffered. There are sections of the Memorial Avenue that are heavily degraded with missing trees, areas with significant regrowth of native and non-native vegetation, and areas where weed species have taken hold. The Greater Shepparton Heritage Advisory Committee (GSHAC) has examined these issues and identified the need for conservation works to be undertaken to the Memorial Avenue to ensure its continued integrity.

To achieve this, the GSHAC has agreed to request that Council form an Advisory Committee of Council tasked with maintaining, enhancing and conserving the cultural heritage and environmental values of the Memorial Avenue. The GSHAC has prepared draft Terms of Reference for the Calder Woodburn Memorial Avenue Advisory Committee (the CWMAAC) to accompany this request.

The proposed Terms of Reference for the CWMAAC includes representatives from Greater Shepparton City Council, Strathbogie Shire Council, the Goulburn Valley Environment Group, Heritage Victoria, the Shepparton RSL, VicRoads, the GSHAC and the community. VicRoads has advised Council that it will chair and provide two officers to the Committee. Council would provide appropriate officers to support the CWMAAC as the need arises and within the scope of the role of the CWMAAC

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference (continued)

It is recommended that Council authorise the formation of the CWMAAC in accordance with the proposed Terms of Reference.

**Moved by Cr Giovanetti
Seconded by Cr Patterson**

That the Council:

1. authorise the formation of the Calder Woodburn Memorial Avenue Advisory Committee in accordance with the proposed Terms of Reference.
2. adopt the Terms of Reference for the Calder Woodburn Memorial Avenue Advisory Committee.
3. nominate Cr Sutton to serve on the Calder Woodburn Memorial Avenue Advisory Committee; and
4. authorise the placing of an advertisement in newspaper/s circulating in Greater Shepparton announcing calls for public nomination for up to three community representatives for a two year tenure. Each nomination will be assessed against the nominee's ability to fulfil the functions of the Calder Woodburn Memorial Avenue Advisory Committee as outlined in the Terms of Reference.

CARRIED.

Background

History of the Calder Woodburn Memorial Avenue

The Memorial Avenue was planted between 1945 and 1949 by Mr JLF (Fen) Woodburn as a living memorial to his son Calder who lost his life while serving abroad with the Royal Australian Air Force. In late 1943 Fen Woodburn offered to plant two rows of trees for a distance of nine and a half kilometres along the Goulburn Valley Highway as a memorial to his son. Starting in 1945, by August 1947 Fen Woodburn had planted all the 1,406 trees to complete his original vision. In 1948 he extended by a further 638 trees. In its final form the avenue was extended, in four rows, as far as the Murchison-Violet Town Road in 1949 making a total of 2,457 trees. Woodburn wanted the Avenue to be a memorial to all local servicemen who did not return from the Second World War. Memorial name plates were fixed to 110 of the trees, the trees selected being at the nearest point to the homes of the servicemen.

The Memorial Avenue is of historic, aesthetic and social cultural heritage significance to the State of Victoria. For this reason, the Memorial Avenue is included in the Victorian Heritage Register. Only seven places within the Municipality are included in this Register.

The Memorial Avenue is the grandest and largest of the Second World War commemorative planting in Victoria and is important for its use of only Eucalyptus species. The use of Australian native trees is particularly historically significant when contrasted to the almost universal use of exotic species for First World War memorial avenues.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference (continued)

The Memorial Avenue is aesthetically significant as a prominent landscape planting of more than 2,400 trees over a length of nearly 20 kilometres along the Goulburn Valley Highway. This roadside planting is of a scale and complexity not seen elsewhere in Victoria. The uniform planting, tree form, size and maturity provide an outstanding landscape that forms a dominant feature in the flat surrounding countryside, which is largely cleared for agriculture. The various bark characteristics and the alternating Ironbark and Lemon-scented Gums, which provide contrasting texture and colours, are also of interest. The visual impression, lineal form, planting density and landscape character of the planting are distinctive and contribute strongly to the experience of the road user. The planting is a rare example in Victoria using four rows of formally planted trees.

The Memorial Avenue is socially significant for its relationship with the community as a memorial to servicemen who died during the Second World War. The Avenue was conceived as a living memorial and is recognised by the Returned Services League and the community for its continuing commemorative importance.

The *Calder Woodburn Memorial Avenue Conservation Management Plan 2001* was prepared by VicRoads, and guides the future conservation and management of the Memorial Avenue.

The need for the Calder Woodburn Memorial Avenue Advisory Committee

In recent years, the integrity of the Memorial Avenue has suffered. There are sections of the Memorial Avenue that are heavily degraded with missing trees, areas with significant regrowth of native and non-native vegetation, and areas where weed species have taken hold. The GSHAC has examined these issues and identified the need for conservation works to be undertaken to the Memorial Avenue to ensure its continued integrity.

To achieve this, the GSHAC has agreed to request that Council form an Advisory Committee of Council tasked with maintaining, enhancing and conserving the cultural heritage and environmental values of the Memorial Avenue. The GSHAC has prepared draft Terms of Reference for the CWMAAC to accompany this request.

The Calder Woodburn Memorial Avenue Advisory Committee

The purpose of the CWMAAC would be to provide advice to Council in relation to maintaining, enhancing and conserving the cultural heritage and environmental values of the Memorial Avenue.

The role of the CWMAAC includes:

- make recommendations to Council, VicRoads, Heritage Victoria and other agencies regarding the ongoing conservation of the Memorial Avenue and, if requested, give advice on specific issues.
- in making any recommendations, act consistently with the objectives of the Committee.
- assist Council in sourcing funding opportunities to maintain, enhance and conserve the Memorial Avenue
- liaise with all relevant agencies to ensure appropriate ongoing conservation of the Memorial Avenue.
- seek to enhance and conserve the cultural heritage and environmental attributes of the Memorial Avenue.
- disseminate the significance of the Memorial Avenue.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference (continued)

The membership of the CWMAAC shall consist of the following voting members and be appointed by resolution of Council:

- Two (2) Councillors, being:
 - one (1) representative from Greater Shepparton City Council; and
 - one (1) representative from Strathbogie Shire Council;
- One (1) representative from the Goulburn Valley Environment Group;
- One (1) representative from the Goulburn Broken Catchment Management Authority;
- One (1) representative from Heritage Victoria;
- One (1) representative from the Shepparton RSL;
- Up to two (2) representatives from VicRoads;
- One (1) representative from the Greater Shepparton Heritage Advisory Committee; and
- Up to three (3) community representatives.

Each organisation must resolve to nominate a representative to the CWMAAC. In the event that this representative is unable to attend a CWMAAC meeting, each organisation should nominate a second representative who can attend and vote at Committee meetings in their absence.

The CWMAAC shall appoint annually a Chairperson, Deputy Chairperson and Secretary, with each appointment being for one year.

The term of office for appointed members would be for two years commencing on the date of appointment.

VicRoads has advised Council that it will chair and provide two officers to the Committee. Council would provide appropriate officers to support the CWMAAC as the need arises and within the scope of the role of the CWMAAC.

Council would call for nominations to fill vacant community positions by way of notice in the public notice section of the Shepparton News. Community representatives will be selected from expression of interest received.

The Terms of Reference do not require the nomination of candidates to all three community positions and will assess each nomination against the candidate's ability to fulfil the CWMAAC's functions as outlined in the Terms of Reference, as well as the following selection criteria:

- Demonstrated interest in conservation of environmental or heritage assets;
- Experience and success in applying for grants or funding streams; and
- The ability to access historical or conservation networks and stakeholder groups.

If a member does not attend a scheduled meeting for more than three consecutive meetings, membership may be reviewed by the CWMAAC and may prompt a vacancy.

It is recommended that Council authorise the formation of the CWMAAC in accordance with the proposed Terms of Reference.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference (continued)

Council Plan/Key Strategic Activity

Strategic Goal 1: Active and Engaged Communities

Objective 1.6: Value arts, culture and heritage as an integral part of our dynamic community.

Risk Management

Failure to establish the CWMAAC would reduce the Council's ability to maintain, enhance and protect an important place of Victorian cultural heritage significance.

Policy Considerations

The establishment of the CWMAAC does not conflict with any existing Council policies.

Financial Implications

The establishment of the CWMAAC will require Council to provide secretariat support for the Committee. The CWMAAC is likely to meet three or four times per year and this can be accommodated through the existing strategic work program of the Strategic Planning Team.

The CWMAAC will provide advice to Council in relation to maintaining, enhancing and conserving the cultural heritage and environmental values of the Memorial Avenue.

It will also make recommendations about funding sources for any works required. Any works must be in accordance with the *Calder Woodburn Memorial Avenue Conservation Management Plan 2001*. Council may choose to allocate a budget to assist in the maintenance or conservation of the Memorial Avenue in the future.

Legal/Statutory Implications

The establishment of the CWMAAC does not conflict with the *Local Government Act 1989* or any other relevant legislation.

Environmental/Sustainability Impacts

The establishment of the CWMAAC will result in positive environmental impacts. The CWMAAC will seek to maintain, enhance and protect an important place of Victorian cultural heritage significance.

Social Implications

The establishment of the CWMAAC will result in positive social outcomes. The CWMAAC will seek to maintain, enhance and protect an important place of Victorian cultural heritage significance.

Economic Impacts

The establishment of the CWMAAC will not result in any adverse economic impacts.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference (continued)

Consultation

Representatives from Strathbogie Shire Council, the Goulburn Valley Environment Group, Heritage Victoria, the Shepparton RSL, VicRoads and the Greater Shepparton Heritage Advisory Committee have been consulted and offered the opportunity to provide comments on the draft Terms of Reference.

Council will call for nominations to fill vacant community positions by way of notice in the public notice section of the Shepparton News. Community representatives will be selected from expression of interest received.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Topic: Community Life

Objective 2: To protect and enhance the network of public open space that contributes to the amenity of the municipality and advances the image of the community.

Topic: Environment

Objective 1: To identify, protect and enhance sites and areas of recognised historic significance.

b) Other strategic links

Nil

Conclusion

The Calder Woodburn Memorial Avenue is of historic, aesthetic and social cultural heritage significance to the State of Victoria. It is the grandest and largest of the Second World War commemorative planting in Victoria, and is important for its use of only Eucalyptus species. The use of Australian native trees is particularly historically significant when contrasted to the almost universal use of exotic species for First World War memorial avenues.

In recent years, the integrity of the Memorial Avenue has suffered. The Greater Shepparton Heritage Advisory Committee (GSHAC) has examined these issues and identified the need for conservation works to be undertaken to the Memorial Avenue to ensure its continued integrity. To achieve this, the GSHAC has agreed to request that Council form an Advisory Committee of Council tasked with maintaining, enhancing and conserving the cultural heritage and environmental values of the Memorial Avenue. This Committee would be known as the Calder Woodburn Memorial Avenue Advisory Committee. The GSHAC has prepared draft Terms of Reference for the Calder Woodburn Memorial Avenue Advisory Committee to accompany this request.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.9 Calder Woodburn Memorial Avenue Advisory Committee - Terms of Reference (continued)

The membership of the CWMAAC shall consist of representatives from Greater Shepparton City Council, Strathbogie Shire Council, the Goulburn Valley Environment Group, the Goulburn Broken Catchment Management Authority, Heritage Victoria, the Shepparton RSL, VicRoads, the Greater Shepparton Heritage Advisory Committee and the community.

It is recommended that Council authorise the formation of the CWMAAC in accordance with the proposed Terms of Reference.

Attachments

Terms of Reference - Calder Woodburn Memorial Avenue Advisory Committee

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9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.10 Latrobe University Memorandum of Understanding (MOU) and Greater Shepparton City Council

Disclosures of conflicts of interest in relation to advice provided in this report
 Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Economic Development Project Officer

**Proof reader(s): Team Leader Business & Industry Development,
 Manager Economic Development**

Approved by: Director Sustainable Development

Executive Summary

A Memorandum of Understanding (MOU) between La Trobe University and Council has been developed to detail how both parties will support each other to achieve common outcomes. The MOU will allow Council to further develop and achieve mutually beneficial objectives and goals in relation to education and increasing the educational aspirations and participation rates within the community. The objectives outlined within the proposed MOU are outlined in the background section of this report.

**Moved by Cr Summer
 Seconded by Cr O'Keeffe**

That the Council;

1. endorse the Memorandum of Understanding (MoU) between the Greater Shepparton City Council and La Trobe University commencing on 19 July 2017;
2. authorise the Chief Executive Officer to sign the Memorandum of Understanding on behalf of Council.

CARRIED.

Background

The MOU between La Trobe and Greater Shepparton City Council aims to progress the possibility of cooperation in the following areas:

- Identification and maximisation of opportunities to advance the strategic objectives of each party;
- Identification and development of opportunities to contribute to the sustainable growth of the Greater Shepparton region;
- Development of teaching and research priorities related to the Greater Shepparton region as an integral component of the University's commitment to Greater Shepparton;
- Maximisation of research outcomes for the benefit of the University and community;
- Supporting regional economic development through the promotion of and participation in Work Integrated Learning (WIL) and internships for La Trobe University students in the Greater Shepparton region;
- Greater Shepparton to support and reward excellence with the awarding of scholarships to La Trobe students (as per separate agreement);

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.10 Latrobe University Memorandum of Understanding (MOU) and Greater Shepparton City Council (continued)

- Greater Shepparton to support the promotion of La Trobe courses to staff, business, industry and community;
- Any other collaborative efforts that both may deem fit from time to time.
- Investigate and progress opportunities to increase international student.

Council Plan/Key Strategic Activity

The strategy is consistent with the vision and strategic goals of the Greater Shepparton City Council: Council Plan 2013-2017. In particular, it relates to the following:

- Goal 3: Economic Prosperity

Risk Management

There are no risks associated with this Memorandum of Understanding.

Policy Considerations

This proposal complies with all relevant policy.

Financial Implications

The signing of this MOU between La Trobe University and Council does not have any direct financial or budgetary implications for Council. Joint projects that result from the relationship between La Trobe and Council will be subject to the standard Council budget bid process.

Legal/Statutory Implications

The recommendations within this report aligns with relevant legal/statutory implications

Environmental/Sustainability Impacts

There are no environmental implications associated with the recommendations within this report.

Social Implications

Working alongside La Trobe University through this MOU will enhance an already strong relationship between both parties and aims to capitalise on developing the education offering within the region which will have positive social implications for the Greater Shepparton region.

Economic Impacts

The MOU between Council and La Trobe University has been developed with the objective of increasing economic outcomes for La Trobe University and the Greater Shepparton region.

Consultation

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.10 Latrobe University Memorandum of Understanding (MOU) and Greater Shepparton City Council (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy

Topic: COMMUNITY LIFE

Direction:

Enhance social connectedness, physical and mental health and wellbeing, education and participatory opportunities in order to improve liveability and a greater range of community services.

Themes:

Health and social services, education and learning, recreation and open space, safe and accessible environments

b) Other strategic links

Draft Economic Development Tourism and Major Events Strategy

Conclusion

The adoption of the MOU between La Trobe University and Council will allow Council to further develop and achieve mutually beneficial objectives and goals.

Attachments

Latrobe University and Council MOU Page 849

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.11 New Business Grant Guidelines

Disclosures of conflicts of interest in relation to advice provided in this report
Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Place Manager

**Proof reader(s): Team Leader Business & Industry,
Manager Economic Development**

Approved by: Director Sustainable Development

Executive Summary

Officers have developed guidelines for the 'New Business Grant' which is proposed to be implemented in the 2017/18 financial year. This grant program aims to support the establishment of new businesses in Greater Shepparton and promote investment in the local economy. The Grant implements a recommendation outlined in the recently adopted Economic Development, Tourism & Major Events Strategy 2017-2021.

The New Business Grant has a proposed budget allocation of \$30K for the first year with funding of up to \$10K available for successful applicants. Successful applicants will be required to match the amount requested under the Grant program at a minimum of \$1 to \$1. Funding will be available to support investment in property or infrastructure improvements that are directly linked to the establishment of a new business.

RECOMMENDATION

That the Council adopt the New Business Grant program guidelines.

Moved by Cr Patterson

Seconded by Cr Hazelman

That the Council:

1. adopt the New Business Grant program guidelines; and
2. reassess the program in 12 months' time.

CARRIED.

Background

The Economic Development, Tourism and Major Events Strategy 2017-2021 was adopted at the March Ordinary Council Meeting 2017. Strategy 8 under this document recommends to "provide incentives for the attraction of business and investment that diversify and add value to the local economy." Action 8.1 within the Strategy recommends to "establish a small business grant scheme aimed at supporting and attracting businesses to Greater Shepparton."

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.11 New Business Grant Guidelines (continued)

Accordingly, officers have developed guidelines for the New Business Grant to assist new businesses to establish themselves within Greater Shepparton. The program has a proposed budget allocation of \$30K for the 2017/18 financial year. Grants will be issued up to a value of \$10K with a minimum matching investment by the applicant of \$1 to \$1.

Objectives

This new grant program outlines the following objectives:

1. Business growth

To support the growth of business in Greater Shepparton by encouraging new investment, start-ups and greater employment opportunities.

2. Sustainable economy

To encourage the establishment of new, innovative businesses and enhance the diversity of Greater Shepparton's retail mix.

3. Premise and precinct activation

To support private sector initiatives that complement Council's activation and revitalisation projects.

4. Investment promotion

To promote Greater Shepparton as an attractive place to work, live and invest.

Eligibility Criteria

The program outlines the following eligibility criteria for selection:

1. Businesses must be within the Greater Shepparton boundary.

2. Applicants must have signed a tenancy agreement within the specified area no more than six months before submitting an application or three months after being issued a grant. Applicant will not be issued with funds until after tenancy agreement is signed.

3. Owner approval is necessary for an application to be considered for the New Business Grant.

4. Applicants should submit a business plan covering a minimum of five years.

5. Applications should generate new employment opportunities.

6. Works should satisfy the following:

a. Involve works that improve the aesthetic appeal or functionality of the property for commercial use.

b. Directly facilitate the establishment of a new business.

c. Be completed within twelve months of funding being awarded.

Assessment

The Grant will be assessed by an internal panel of Council staff from a range of departments according to the following criteria:

1. Scale of works – what is the matching investment?

2. Suitability of business - does it compete with an existing offering?

3. Employment- what employment opportunities will the business create?

4. Tenure of business - what is their lease commitment?

5. Impact- to what extent will the works contribute to the local economy?

6. Use of local suppliers- has the applicant sourced quotations from local suppliers?

Following assessment by the internal panel, selected applications will be presented to Council at an Ordinary Council Meeting for final adoption.

Council Plan/Key Strategic Activity

3.1 Develop and implement a strategy which identifies resources needed to attract new business and industry to Greater Shepparton as well as retaining our existing business and industry.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.11 New Business Grant Guidelines (continued)

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Funding is used inappropriately	Unlikely	Minor	Low	Successful applicants must provide an itemised budget and enter into a funding agreement with Council. Applicants must supply a full acquittal of funding
Council receives a large volume of inappropriate submissions	Possible	Negligible	Low	Applicants will be required to discuss the nature of their application with a relevant Council officer prior to receiving a link for application submission.
Works are non-compliant	Possible	Moderate	Moderate	All relevant planning and building approvals must be obtained and submitted prior to grant application.
Grant funding does not achieve outcome	Possible	Moderate	Moderate	Applicants must supply a business plan and demonstrate the viability of their business. Applications will be assessed according to their capacity to deliver positive economic outcomes

Policy Considerations

The New Business Grant is a recommended action within the Economic Development, Tourism and Major Events Strategy 2017-2021. This Strategy was adopted by Council in March 2017.

The Grant has been factored into Council's newly adopted Grant's Policy.

Financial Implications

A budget of \$30K has been proposed for the implementation of the Grant in the 2017-18 financial year.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.11 New Business Grant Guidelines (continued)

	Approved Budget Estimate for this proposal ¹ \$	This Proposal GST Exclusive \$	Variance to Approved Budget Estimate \$	This Proposal GST Inclusive ² \$
Revenue	0	0	0	0
Expense	30000	30000	0	30000
Net Total	-30000	-30000		-30000

¹ Budgets are GST exclusive

² For Contract Award reports the GST inclusive expense shall match the amount reported in the recommendation

Legal/Statutory Implications

There are no legal or statutory implications for this recommendation.

Environmental/Sustainability Impacts

There are no environmental or sustainability impacts from this recommendation.

Social Implications

There are no social implications for this recommendation.

Economic Impacts

The objectives of this grant are to stimulate the local economy by supporting the establishment of innovative new businesses.

It is hoped that the availability of this grant program will incentivise operators to invest in new business opportunities in Greater Shepparton and encourage landowners to make improvements to their premises that will increase their value.

Consultation

Officers have consulted with internal staff regarding Council's grant processes and policies.

There was extensive public consultation undertaken as part of the development of the Economic Development Tourism and Major Events Strategy 2017-2021. This program was a key strategy within this document.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy

Direction 4: Promote economic growth, business development and diversification, with a focus on strengthening the agricultural industry.

Directions 5: The provision and restructure of urban and rural infrastructure to enhance the performance of the municipality and facilitate growth.

b) Other strategic links

Nil

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.11 New Business Grant Guidelines (continued)

Conclusion

The New Business Grant has been developed out of a recommendation within the newly adopted Economic Development, Tourism & Major Events Strategy 2017-2021. The Grant has been proposed to be implemented in the 2017-18 financial year.

The New Business Grant establishes an opportunity for Council to financially contribute towards initiatives and projects that directly facilitate the establishment of new businesses into the local economy. This Grant aims to support the growth of the local economy, encourage a more diverse mix of businesses in Greater Shepparton, provide employment opportunities and promote Greater Shepparton as a location for investment.

The Grant guidelines are structured in such a way as to incentivise private sector initiatives that attract or support new business and contribute to the growth of the local economy. The guidelines provide a framework for applications to be assessed based on their likely economic impact and capacity to complement Council's own economic development initiatives.

Attachments

New Business Grant Guidelines Page 855

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions

Disclosures of conflicts of interest in relation to advice provided in this report
Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report:

Author: Graduate Strategic Planner Amendments

Proof reader(s): Team Leader Strategic Planning

Approved by: Director Sustainable Development

Other: Manager Building and Planning

Executive Summary

At the Ordinary Council Meeting held on 16 February 2016, Council resolved to adopt the *Greater Shepparton Commercial Activity Centres Strategy, November 2015* and to prepare and exhibit an Amendment to implement its findings.

The Amendment proposes to update the Municipal Strategic Statement and Activity Centre Zone to implement the recommendations of the *Greater Shepparton Commercial Activity Centres Strategy, November 2015* (see *Attachment 1 – Amendment C192 Exhibition Documentation*).

The proposed Amendment was exhibited from 7 July 2016 to 8 August 2016 in accordance with the *Planning and Environment Act 1987*. Council received thirteen submissions (see *Attachment 2 – Submissions Recorder*). Five submissions were received from referral authorities that did not object to the proposed Amendment. One submission was received from a referral authority that supports the proposed Amendment subject to conditions. Six submissions were received that objected to the proposed Amendment. One submission was received that supports the proposed Amendment subject to minor changes.

Council officers met with objecting submitters in an effort to resolve concerns raised in submissions. The majority of the outstanding submissions relate to the proposed changes to the Greater Shepparton Planning Scheme to facilitate a second full-line supermarket in Shepparton North (refer to *Attachment 2 – Submissions Recorder* and the Submissions section of this report for a more complete summary). Other outstanding submissions relate to:

- Planning controls and retail floor space caps at the Shepparton Marketplace; and
- The impact of implementing the *Greater Shepparton Commercial Activity Centres Strategy, November 2015* on the Central Business District of Shepparton.

All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration. The Independent Planning Panel Directions Hearing is set for the week of 26 June 2017 and Panel Hearing is set to be held the week of 24 July 2017.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

While Amendment C192 implements the recommendations of the *Commercial Activity Centres Strategy, November 2015* as they relate to Greater Shepparton generally, Council has since received a request from Lascorp Pty Ltd, to prepare and exhibit Amendment C193 to the Greater Shepparton Planning Scheme, to implement the recommendations of the *Commercial Activity Centres Strategy, November 2015*, as they relate to Shepparton North. Specifically, this is to facilitate the development of a Woolworths supermarket, and additional retail and community floorspace between Hawkins Street and Ford Road in Shepparton North.

Given that many submissions to Amendment C192 related to potential development of a supermarket in Shepparton North, it was considered that significant cost savings would be achieved if the Independent Planning Panels for proposed Amendment C192 and proposed Amendment C193 were combined. A request has been made to the Minister for Planning, and granted, for these Panel hearings to be combined and delayed until after proposed Amendment C193 has been exhibited.

It is recommended that Council note Council officers' position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Cr Giovanetti tabled a petition in relation to Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North.

Moved by Cr Summer

Seconded by Cr Oroszvary

That, with regard to submissions received for Amendment C192 to the Greater Shepparton Planning Scheme, Council:

1. note Council officers' position outlined in this report for referral and presentation to an Independent Planning Panel; and
2. note that Council officers may exercise discretion to best achieve the general position adopted by Council.

CARRIED.

Background

At its meeting on 16 February 2016, Council resolved to endorse the *Commercial Activity Centres Strategy, November 2015 (CACS)* and to exhibit Planning Scheme Amendment C192 to give effect to the Strategy.

The proposed Amendment generally affects all land within the commercial and business areas of the municipality and proposes to implement the recommendations of the CACS (see *Attachment 1 – Amendment C192 Exhibition Documentation*).

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Specifically, the Amendment proposes to make the following changes to the Greater Shepparton Planning Scheme (Planning Scheme):

- Update the activity centre hierarchy in the Municipal Strategic Statement (MSS) at Clause 21.06-5 *Commercial/Activity Centres*.
- Amend the MSS at Clause 21.06-5 *Commercial/Activity Centres* to:
 - discourage the location of cinema and department stores outside the retail core;
 - reinforce the Shepparton Central Business District (CBD) as the principal retail centre;
 - include the CACS as a reference document; and
 - encourage expansion of retail and commercial convenience facilities in Shepparton North, subject to detailed planning and development assessment criteria.
- Rezone the Shepparton Marketplace, land along Benalla Road (Enterprise Corridor) and Wyndham Street (Wyndham Street North) from Commercial 1 and 2 Zone to Activity Centre Zone (ACZ);
- Provide an increase to the retail floorspace cap at Shepparton Marketplace from 15,000sqm to 22,500sqm;
- Remove Schedule 3 to the Design and Development Overlay relating to the land in the Wyndham Street North Precinct and update the Overlay maps accordingly;
- Update Clause 21.06-7 Strategic Work Program to reflect work undertaken and include the preparation of Structure Plans and Urban Design Frameworks for relevant activity centres;
- Update Clause 21.08 General Implementation to reflect the recommendations of the CACS;
- Update Clause 21.09 Reference Documents to include the CACS; and
- Amend the Schedule to Clause 34.01 Commercial 1 Zone to remove reference to Shepparton Marketplace.

Why is the Amendment Required?

In 2014, the State government introduced new commercial zones which changed the planning controls in commercial areas. In some areas of Greater Shepparton, uses, such as supermarkets and in some cases office and cinema, are now as of right where previously they were not allowed. To address these unintended changes, Council prepared the CACS. The CACS provides recommendations in relation to the most appropriate zones, design guidelines and uses in commercial areas.

The proposed Amendment seeks to introduce the required planning controls and policy into the Planning Scheme to implement key priorities of the CACS, particularly, to ensure the primacy of the CBD as a key regional retail and commercial centre, providing a hierarchy of activity centres and defining their role in supporting retail growth in Shepparton.

The ACZ is the preferred planning tool for activities areas in Metropolitan Melbourne and major regional centres in Victoria which display CBD type functions. The ACZ is able to more easily and effectively implement the strategic objectives for these areas, and to more transparently reflect the outcomes identified in structure plans (in this case, the CACS).

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

The ACZ is a flexible control that allows for a mix of uses and development and can be tailored by councils to meet the particular needs of a centre through the Schedule to the Zone and simplifies the planning process by replacing zones and overlay controls into one single set of use and development provisions.

The proposed Amendment has been prepared to provide Council with a framework to highlight where private sector investment and new business activity is encouraged, to identify priority locations for new public infrastructure, to support the productive and efficient use of land, and to support liveability for the community, while advancing the development and economic viability of all commercial activity centres in the municipality.

Strategic assessment

The proposed Amendment meets the objectives of planning in Victoria under section 4(1) of the *Planning and Environment Act 1987* by providing for the fair, orderly, economic and sustainable use and development of land in commercial areas throughout Shepparton, and protecting the primacy of the CBD.

The changes to local policy, particularly Clause 21.06 *Economic Development*, addressing objectives and strategies for the growth and hierarchy of commercial areas, will consolidate and strengthen the retail and commercial role of the Shepparton CBD, and provide a pleasant, efficient and safe working, living and recreational environment for all residents, business operators, employees and visitors to Shepparton.

The proposed Amendment will guide major retail, commercial, administrative, entertainment, residential and community uses and development into a hierarchy of activity centres.

The Amendment provides additional support for policy in Clause 21.06-5 *Commercial/Activity Centres* to recognise Shepparton CBD as the principal retail centre in the region. The changes will include a hierarchy of supporting activity centres throughout Greater Shepparton, to provide guidance as to how these centres should evolve and develop. Incorporating the objectives of the CACS into Clause 21.06-5 will provide a working hierarchy of activity centres to serve the Shepparton region while protecting the role of the CBD for specialty retailing and entertainment as well as an office and commercial location.

Exhibition

The proposed Amendment was exhibited from 7 July 2016 to 8 August 2016 in accordance with the *Planning and Environment Act 1987* (the Act). Exhibition included the following notice:

- Direct notice to real estate, planning and engineering professionals;
- Direct notice to prescribed Ministers;
- Notice in the Shepparton News;
- Notice in the Victoria Government Gazette;
- Notice on the Greater Shepparton City Council website;
- Notice on the Department of Environment, Land, Water and Planning website, and
- Copy of exhibition documentation in the foyer of the Council offices at 90 Welsford Street, Shepparton.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Submissions

Council received thirteen submissions (see *Attachment 2 – Submissions Recorder*). Five submissions were received from referral authorities that did not object to the proposed Amendment. One submission was received from a referral authority that supports the proposed Amendment subject to conditions. Six submissions were received that objected to the proposed Amendment. One submission was received that supports the proposed Amendment subject to minor changes. The content of these submissions and Council officers' position relating to the concerns raised in them are outlined below. The figure below provides a map of the location that the concerns raised in the submission relate to

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

(see Figure 1 – Location Submissions Relate To).

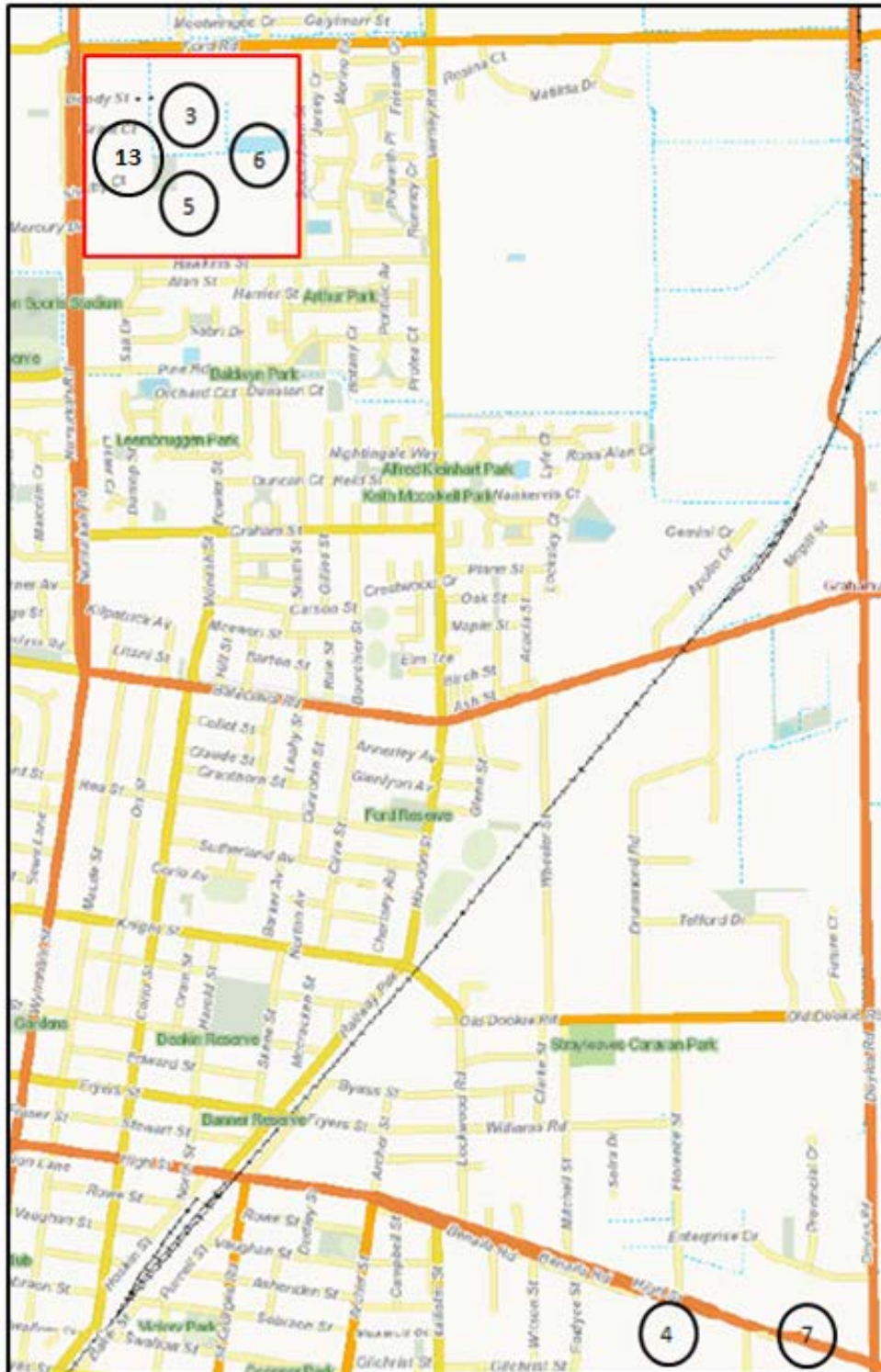


Figure 1 – Location Submissions Relate To

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Concern: Development of a second supermarket

Submission Nos. 3, 5, 6 and 13 object to the proposed changes to Clause 21.06-5 *Commercial/Activity Centres* of the Planning Scheme that would allow the development of a second supermarket in Shepparton North. The submissions stated that this would create a two-node Activity Centre of up to 600-700 metres apart and would result in a poor planning outcome.

Submitter Nos. 3, 5, 6 and 13 believe that any additional retail floorspace recommended in the CACS for Shepparton North should be located at the Fairleys IGA site at 177-193 Numurakah Road, Shepparton North.

Submitter Nos. 3, 6 and 13 believe that structure plans and an urban design framework should be prepared before any additional development occurs.

Submitter No. 5 disagrees with the need for an additional Woolworths Shepparton North and the assumptions within the CACS that housing growth justifies the need for more retail space.

Council officers' position:

At the Ordinary Council Meeting held on 16 August 2016, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second full-line supermarket in Shepparton North.

The proposed Amendment implements the recommendations of CACS. CACS proposes an increase in the amount of retail floorspace available to be developed in Shepparton North, to provide a range of retail and non-retail facilities. It identifies that, "this could include a second full line supermarket and enhanced supporting retail", noting that additional retail space will enhance the range of local convenience shopping facilities and services.

The maximum retail floorspace currently available in Shepparton North is 8,000 square metres, all of which is allocated at 177-193 Numurakah Road. The recommendation in CACS is to allow greater flexibility in the location of floorspace, to facilitate the development of a second supermarket and to service the future expansion of Shepparton North.

The CACS is not specific on where the additional growth can be provided, other than identifying land between Hawkins Street and Ford Road as being suitable for this additional retail space. In addition, any future rezoning would need to satisfy Council that adequate integration through urban design and transport took place prior to development occurring.

Any application for development of additional retail floorspace must submit a detailed masterplan for the site, allowing for integration with existing and proposed uses surrounding the site, particularly the proposed new residential growth to the east. In addition, the masterplan must show how the centre can develop in a manner that provides high level amenity to shoppers and is consistent with best-practice activity centre development guidelines. Council is preparing an addendum to the existing Urban Design Framework to provide updated guidance to Council and developers for urban design requirements for development at the Shepparton North gateway.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Concern: Protection of the CBD

Submitter Nos. 5 and 6 believe that it is important to protect the primacy of the CBD and disagree with the retail floorspace assessment contained in the CACS and believe that an independent audit is required.

Council officers' position:

The CACS was prepared by economic and planning experts, and Council officers are confident in the research and recommendations.

The Panel Hearing process will allow submitters the opportunity to test the retail floorspace assessment contained in the CACS and provide additional evidence if they believe it to be incorrect.

Additionally, any proposal to develop land for additional retail floorspace would require an economic impact assessment to determine its effect on the CBD. The aim of this is to ensure the primacy of the Shepparton CBD and protect it at the top of Council retail hierarchy.

Concern: Planning Controls at the Shepparton Marketplace

Submitter No. 4 believes that the floor space retail cap increase from 15,000m² to 22,500m² at the Shepparton Marketplace is inadequate, because Greater Shepparton can sustain more retail space at the Shepparton Marketplace without impacting the retail hierarchy. As a Regional Centre, the Shepparton Marketplace can accommodate a range of retail, office, service and hospitality uses without compromising the retail hierarchy. The wording of Schedule 1 to the ACZ may cause scenarios where the establishment of these uses at the Shepparton Marketplace may be more logical or economically viable than in the CBD. This wording may discourage certain retailers from locating in Shepparton.

Submission No. 4 believes that the discouraging of all anchor tenants at the Shepparton Marketplace is inappropriate, because some anchor tenants may be better suited to a mall format.

Submission No. 4 requests that any 'discouraging policy' be removed, particularly relating to the establishment of a cinema outside of the CBD. Instead, the use of an economic impact assessment should be utilised to justify a certain use.

Council officers' position:

Council officers believe that planning controls for the Shepparton Marketplace are necessary to protect the CBD as the principal retail centre in the region for specialty retailing and entertainment, office and commercial uses. Changes to the amendment to accommodate the submitter will dilute the protection of the CBD and as such, is not supported.

Council officers have met with the submitter a number of times to discuss their plans for the Marketplace. These meetings have also included the Victorian Planning Authority, as the land is included in the future Shepparton South East Precinct Structure Plan. The recommendation of CACS is for an initial increase in retail floorspace of up to 7,000 additional square metres and Council officers have explained that additional retail floorspace on top of that is contrary to the recommendations of CACS.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Concern: Supermarket Choice

Submission No. 5 believes that the development of a Woolworths in Shepparton North will push the Fairleys IGA out of the market and limit supermarket choice.

Council officers' position:

This matter was addressed prior to the finalisation of CACS, which was adopted at the Ordinary Council Meeting held on 16 February 2016. Council officers believe the development of a second supermarket in Shepparton North will enhance competition and service the future expansion of Shepparton North.

Additionally, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second 'full line' supermarket at the Ordinary Council Meeting held on 16 August 2016. This was based on the recommendation in CACS that Shepparton North does not offer an adequate range of retail and non-retail facilities to service its population.

Concern: Planning controls in the Benalla Road Enterprise Corridor

Submission No. 7 objects to the inclusion of Supermarket and Office/Medical Centre as a Section 3 use in the Benalla Road Enterprise Corridor; request that these uses are included as Section 2 Uses. This would enable planning permit applications for these uses to be made in the Enterprise Corridor. Currently, this would be not be possible as section 3 uses are, in effect, prohibited.

Council officers' position:

The request for Supermarket and Office/Medical Centre to be included as Section 2 Uses in the Benalla Road Enterprise Corridor is contrary to the recommendations of CACS.

The proposed Amendment reflects the historical use and intent of the Benalla Road Enterprise Corridor, to provide 'bulky goods' type retailers and non-retail uses such as car sales, trade supplies, petrol stations, hotels and fast food retailing. Historically, there has been no intent to provide additional supermarket locations throughout this area. Further, it is considered that there is sufficient office/ medical space available in locations with better synergies to existing established offices areas, in the CBD and fringe areas.

It is also considered that allowing these types of facilities along the Benalla Road Enterprise Corridor will undermine the importance of the CBD which is where these types of facilities should be ideally located.

Submission received from a Referral Authority providing support subject to comments:

Submission No. 9 has provided support for the proposed Amendment, subject to the following comments:

- That VicRoads should be consulted to the review the impact of re-opening the Mall to traffic on the Midland Hwy and Maude St traffic signals.
- A strategy should be inserted in 21.06-5 that requires the development of a corridor access strategy to guide decision making along all main roads, and the need to support this strategy should be included in ACZ1 at Clause 4.4 - Design and Development under the movement networks, transport and access section.
- That the previous vision for Welsford Street, not Wyndham Street, to be an arterial road be reflected in the objectives of the ACZ1.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

- The explanatory report needs to include an assessment of the impact of the expansion of the Shepparton Marketplace with regard to the *Transport Integration Act 2010*. Increase in floor size appears to conflict with current strategy requiring an economic impact assessment when considering the impact of expanding the Shepparton Marketplace.
- The objective to improve access by cycle should be listed in the ACZ1 in Clause 4.4 under movement networks, transport and access provisions.
- The objectives in Section 5.8-2 should identify the need to design development that does not compromise railway precinct upgrades in the future.

Council officers agree to the proposed changes and comments.

Request for an Independent Planning Panel

All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration (see Attachment 3 – *Amendment C192 Delegate's Report – Consideration of Submissions*).

While Amendment C192 implements the recommendations of the *Commercial Activity Centres Strategy, November 2015* as they relate to Greater Shepparton generally, Council has since received a request from Lascorp Pty Ltd, to prepare and exhibit Amendment C193 to the Greater Shepparton Planning Scheme, to implement the recommendations of the *Commercial Activity Centres Strategy, November 2015*, as they relate to Shepparton North. Specifically, this is to facilitate the development of a Woolworths supermarket and additional retail and community floorspace between Hawkins Street and Ford Road in Shepparton North.

Given that many submissions to Amendment C192 related to potential development of a supermarket in Shepparton North, it was considered that significant cost savings would be achieved if the Independent Planning Panels for proposed Amendment C192 and proposed Amendment C193 were combined. A request has been made to the Minister for Planning, and granted, for these Panel hearings to be combined and delayed until after proposed Amendment C193 has been exhibited.

The Directions Hearing for the Panel will be held during the week of 26 June 2017.

The Panel Hearing will be held during the week of 24 July 2017.

Council Plan/Key Strategic Activity

The Amendment is supported by the *Greater Shepparton Council Plan 2013-2017* as follows:

- Goal 3: *Economic Prosperity (Economic)*
- Objective 2: *Ensure retail strategies deliver appropriate outcomes for the community.*

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Risk Management

The primary risk associated with the proposed Amendment is not meeting the timelines required by *Ministerial Direction No. 15 "The Planning Scheme Amendment Process"*. This Ministerial Direction requires each stage of the planning scheme amendment process to be undertaken within set timeframes.

In accordance with Ministerial Direction No. 15, Council must request the appointment of an Independent Planning Panel under Part 8 of the Act within 40 business days of the closing date for submissions, unless a Panel is not required.

On 2 September 2016, Council officers have requested an exemption from a requirement of Ministerial Direction No. 15 to delay the appointment of a Panel. On 9 September 2016, the Minister Planning granted the request to delay the appointment of a Panel.

To achieve the timelines of Ministerial Direction No. 15, Council officers have requested that a Panel be appointed under delegation.

Policy Considerations

The Amendment is consistent with existing Council policy. The proposed Amendment supports Council policy on economic development.

Financial Implications

The costs of the proposed Amendment, including the cost of an Independent Planning Panel, must be met by the proponent, which is Greater Shepparton City Council.

Many submissions to Amendment C192 relate to the potential development of a supermarket in Shepparton North. Amendment C193 seeks to facilitate this development. Therefore, it is proposed to combine the two Panel Hearings into one Independent Planning Panel, which is expected to cost approximately \$100,000. Additional costs for legal representation and coordination of expert witness statements may include \$100,000. As Amendment C193 is proponent-driven, the cost of the Panel will be shared. These costs have already been included in the 2016/2017 and 2017/2018 Strategic Planning budgets.

A Planning Scheme Amendment includes fees of \$226.50 for the Minister for Planning to consider a request to approve an Amendment. However, this request is subject to a future Council resolution.

Legal/Statutory Implications

All procedures associated with this proposed Amendment comply with the legislative requirements of the Act. The Amendment has been assessed in accordance with the Act and the Planning Scheme. The assessment is considered to accord with the *Victorian Charter of Human Rights and Responsibilities Act 2006* (the Charter) – no human rights have been negatively impacted upon throughout the process.

The Charter recognises that reasonable restrictions may be placed on the use and development of land, and that there may on occasion be reasonable and acceptable offsite impacts on others. Provided these issues are properly considered, it would be a rare and exceptional case where the exercise of a planning decision in accordance with the regulatory framework is not Charter compatible.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Environmental/Sustainability Impacts

The proposed Amendment aims to put in place guidance for the future land use and development of Shepparton's activity centres, and it is not envisioned that there will be any significant adverse environmental impacts. The proposed Amendment includes requirements to consider environmentally sustainable design principles in the construction of any new land use or development.

Social Implications

The proposed Amendment is not expected to have any significant adverse social impacts, rather it will strengthen the role of the Shepparton CBD to ensure it continues to serve the community's needs. A proposal to increase retail floorspace or for other use or development within the ACZ will be subject to planning and development assessment utilising the criteria provided in the CACS, including an assessment of the benefits of any proposals to the community.

Economic Impacts

The proposed Amendment seeks to provide greater certainty for business and community regarding what kind of future land use and development can occur and where. The proposed Amendment also limits the amount of retail shop floor space in certain activity centres, based on the existing and anticipated retail catchment and the strategic importance of the activity centres within the hierarchy. The proposed Amendment also discourages the location of uses such as cinema or department store outside of the retail core. There is strong strategic logic for this guideline, however uses and floorspace caps are discretionary and can be changed subject to the appropriate planning and development assessment criteria, which includes the requirement for an economic impact assessment and retail assessment to be prepared.

The proposed Amendment will help to stimulate investment within the additional Precincts in the ACZ by reducing application and permit requirements for use and development and providing additional planning certainty about what use is preferred.

Council has engaged a consultant, Hill PDA Pty Ltd, to peer review the economic impact of recommendations of CACS and provide advice on submissions relating to Shepparton North and Shepparton Marketplace. The recommendations of their review are generally in support of CACS and have been incorporated into Council's response to submissions where relevant.

Consultation

The proposed Amendment was exhibited from 7 July 2016 to 8 August 2016 in accordance with the Act. Exhibition included the following notice:

- Direct notice to prescribed Ministers;
- Notice in the Shepparton News;
- Notice in the Victoria Government Gazette;
- Notice on the Greater Shepparton City Council website;
- Notice on the Department of Environment, Land, Water and Planning website; and
- Copy of exhibition documentation in the foyer of the Council offices at 90 Welsford Street, Shepparton.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Council officers subsequently met with submitters to discuss the concerns raised in their submission.

Council officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Topic: Settlement and Housing

Theme: Growth

To provide convenient access to a range of activity centres and employment opportunities that can serve the expanded municipality.

Topic: Economic Development

Theme: Retail/Commercial Centres

To have a hierarchy of viable commercial/retail centres by retaining local and visitor spending within the municipality.

b) Other strategic links

Greater Shepparton Commercial Activity Centres Strategy, November 2015

The proposed Amendment implements the recommendations of the CACS, which was adopted by Council at the Ordinary Council Meeting held on 16 February 2016.

Conclusion

The Amendment proposes to update the Municipal Strategic Statement and Activity Centre Zone to implement the recommendations of the *Greater Shepparton Commercial Activity Centres Strategy, November 2015* (see *Attachment 1 – Amendment C192 Exhibition Documentation*).

The proposed Amendment was in accordance with the *Planning and Environment Act 1987*. Council received thirteen submissions during exhibition (see *Attachment 2 – Submissions Recorder*).

Council officers met with all submitters in an effort to resolve concerns raised in submissions. The majority of the outstanding submissions relate to the proposed changes to the Planning Scheme to facilitate a second full-line supermarket in Shepparton North (refer to *Attachment 2 – Submissions Recorder* and the Submissions section of this report for a more complete summary). Other outstanding submissions relate to:

- Planning controls and retail floor space caps at the Shepparton Marketplace; and
- The impact of implementing the CACS on the Central Business District.

All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration (see *Attachment 3 – Amendment C192 Delegate's Report – Consideration of Submissions*). The Independent Planning Panel Directions Hearing will be held the week of 24 June 2017 and Panel Hearing will be held the week of 24 July 2017.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.12 Proposed Amendment C192 to the Greater Shepparton Planning Scheme - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions (continued)

Council officers position is consistent the recommendations contained in the *Greater Shepparton Commercial Activity Centres Strategy, November 2015*, which was adopted at the Ordinary Council Meeting held on 16 February 2016.

It is recommended that Council note Council officers' position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Attachments

- | | |
|---|----------|
| 1. Amendment C192 Exhibition Documentation | Page 865 |
| 2. Submissions Recorder | Page 947 |
| 3. Amendment C192 Delegate's Report - Consideration of Submissions | Page 949 |
| 4. Petition in relation to Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. | Page 950 |

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North.

Disclosures of conflicts of interest in relation to advice provided in this report
Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: Team Leader Strategic Planning

Proof reader(s): Manager Building and Planning

Approved by: Director Sustainable Development

Other: Graduate Strategic Planner Amendments, Principal Strategic Planner

Executive Summary

At the Ordinary Council Meeting held on 16 August 2016, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second full-line supermarket in Shepparton North (see Attachment 1 – *Ordinary Council Meeting Minutes 16 August 2016*).

The Amendment proposed to:

- Rezone land at 221-229 Numurkah Road and 10 Ford Road, Shepparton, from the Commercial 2 Zone to Commercial 1 Zone, and;
- Apply a Public Acquisition Overlay to part of 221-229 Numurkah Road, part of 38-50 Ford Road and part of 25 Hawkins Road, Shepparton (see Figure 1 – *Locality Map*, Figure 2 – *Land proposed to be rezoned* and Figure 3 – *Land affected by proposed Public Acquisition Overlay*).

Concurrent with the planning scheme amendment is a planning permit application for the use of land for a community meeting space, buildings and works in the Commercial 1 Zone, erection and display of advertising signs, a packaged liquor licence and creation of access to a Road Zone Category 1 (see Attachment 2 – *Exhibition Documentation*).

The proposed Amendment was exhibited from 20 April 2017 to 30 May 2017 in accordance with the *Planning and Environment Act 1987*. Council received seventeen submissions (see Attachment 3 – *Submissions Recorder*). Five submissions were received from referral authorities that did not object or provided support for the proposed Amendment. Two submissions were received that support the proposed Amendment. Ten submissions were received that objected to the proposed Amendment.

Concerns raised in submissions remain outstanding. All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration. The Independent Planning Panel Directions Hearing is set for the week of 26 June 2017 and Panel Hearing is set to be held the week of 24 July 2017.

Council should note that Amendment C193 implements specific recommendations of the CACS, as they relate to Shepparton North. A second amendment, Amendment C192 implements the general recommendations of the CACS. Amendment C192 was exhibited from 7 July 2016 to 8 August 2016 and received a number of submissions related to potential development of a supermarket in Shepparton North.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

In light of the similarity in submissions between Amendment C192 and C193, Council officers considered that significant cost savings would be achieved if the Independent Planning Panels for both amendments were combined. A request was made to the Minister for Planning for these Panel hearings to be combined. This request has subsequently been granted.

It is recommended that Council note Council officers' position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Moved by Cr Giovanetti
Seconded by Cr Oroszvary

That, with regard to submissions received for Amendment C193 to the Greater Shepparton Planning Scheme and Planning Permit Application 2016-269 , Council:

1. Note Council officers' position outlined in this report for referral and presentation to an Independent Planning Panel; and
2. Note that Council officers may exercise discretion to best achieve the general position adopted by Council.

CARRIED.

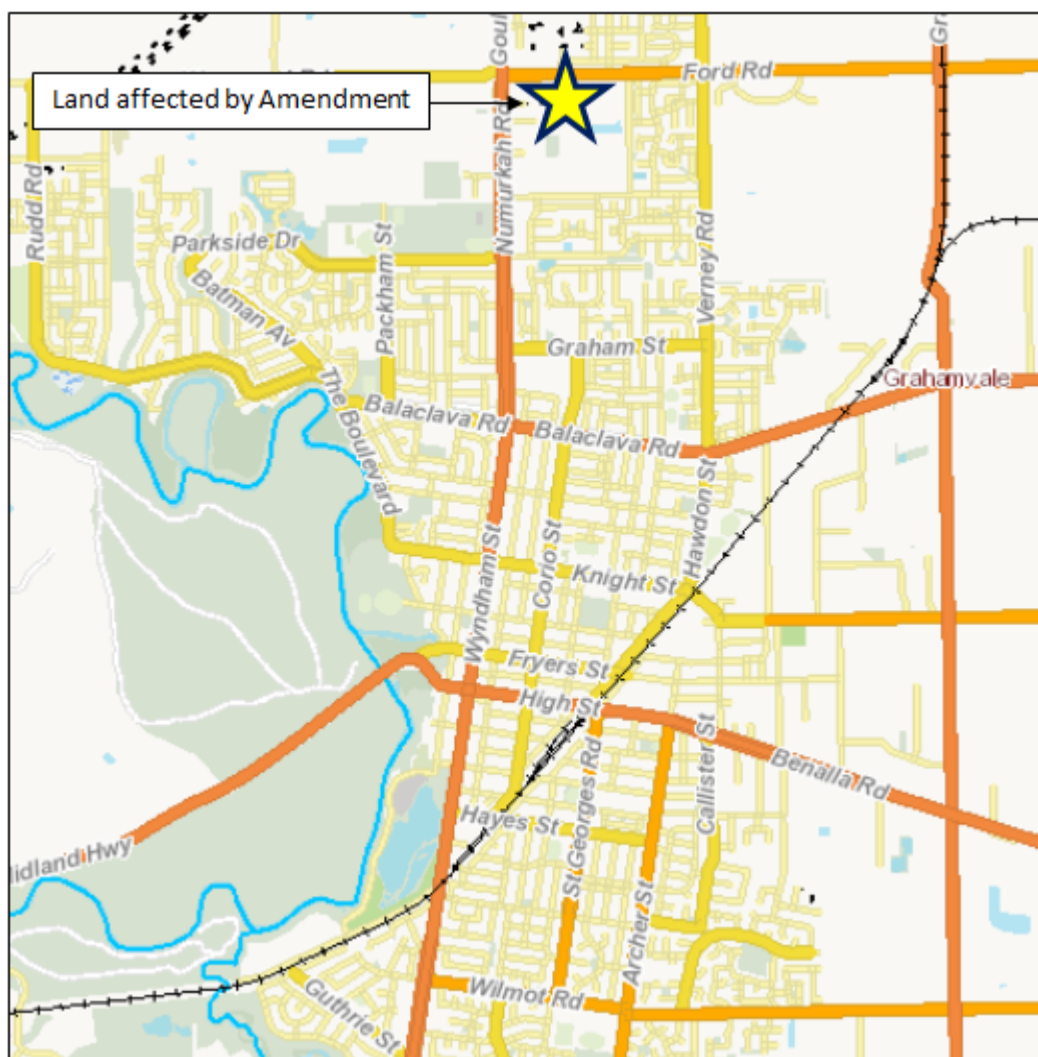
Background

At the Ordinary Council Meeting held on 16 August 2016, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second full-line supermarket in Shepparton North (see Attachment 1 – *Ordinary Council Meeting Minutes 16 August 2016*).

The Amendment proposes to rezone land at 221-229 Numurkah Road and 10 Ford Road, Shepparton from the Commercial 2 Zone to Commercial 1 Zone and apply the Public Acquisition Overlay (PAO) to part of 221-229 Numurkah Road, part of 38-50 Ford Road and part of 25 Hawkins Road, Shepparton (see Attachment 2 – *Exhibition Documentation* and see Figure 1 – *Locality Map*, Figure 2 – *Land proposed to be rezoned* and Figure 3 – *Land affected by proposed Public Acquisition Overlay*).

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)



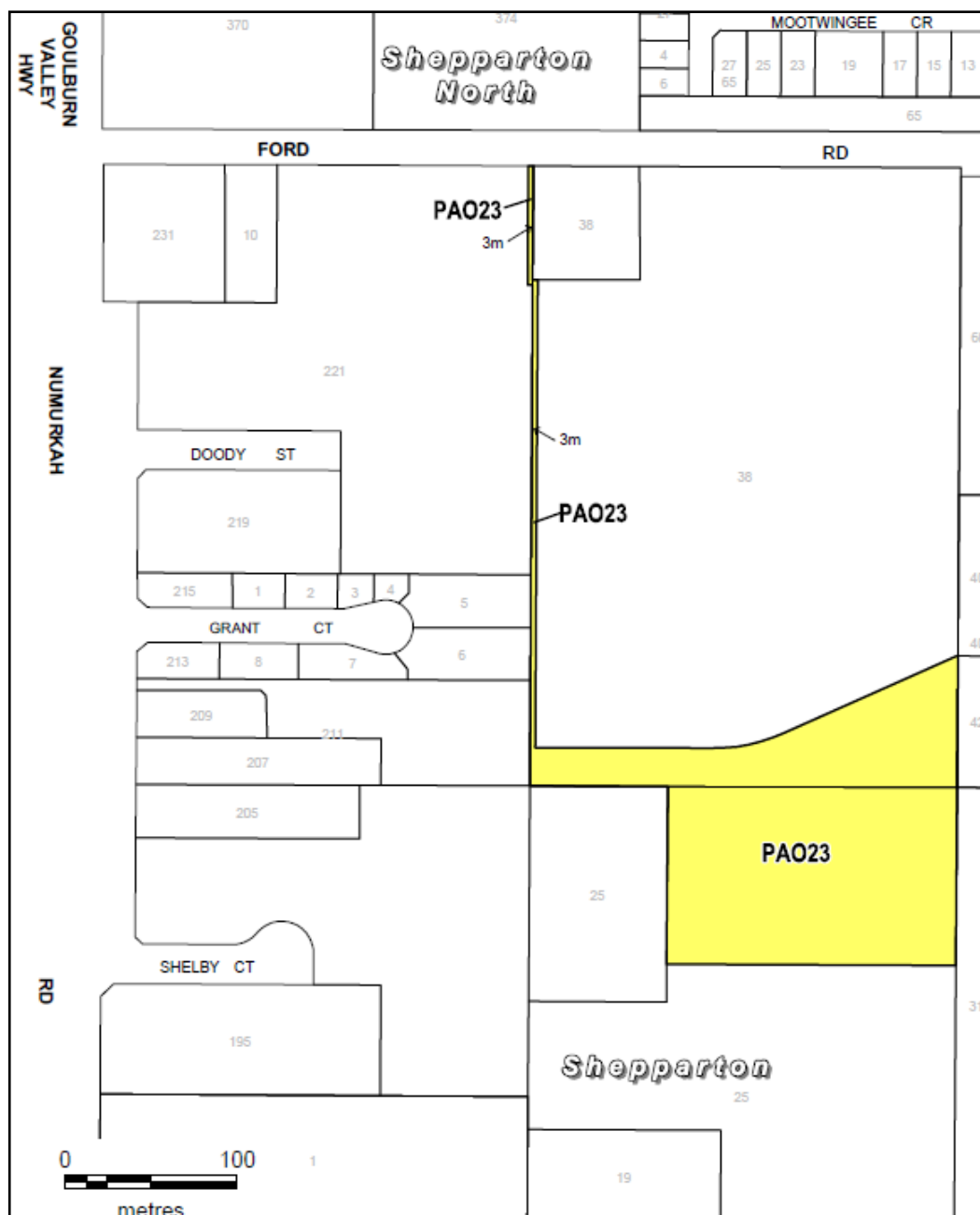
• Figure 1 – Locality Map

The proposed Amendment is required to facilitate the development of a supermarket and associated retail floorspace. This is one of the recommendations of the *Commercial Activity Centres Strategy, (CACS)* in relation to Shepparton North.

The planning permit application is for a permit to use the land for a community meeting space, buildings and works in the Commercial 1 Zone, erection and display of advertising signs, a packaged liquor licence and creation of access to a Road Zone Category 1.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)



• Figure 3 – Land affected by proposed Public Acquisition Overlay

Amendment C192

Council officers have prepared and exhibited a planning scheme amendment to implement the general recommendations of the CACS. In relation to the Shepparton North Activity Centre, Amendment C192 proposes to change wording in the Municipal Strategic Statement (MSS) to encourage the expansion of retail and commercial convenience facilities in Shepparton North, subject to detailed planning and development assessment criteria. Amendment C192 was exhibited from 7 July 2016 to 8 August 2016.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Why is Amendment C193 Required?

The proposed combined Amendment and Planning Permit Application is required to implement the findings and recommendations of the CACS in relation to Shepparton North.

The combined Amendment and Planning Permit Application proposes to rezone land and apply the PAO to land to allow for the commercial development on the site. Under the provisions of the Commercial 2 Zone, the use of the land for a supermarket with a floor area of greater than 1800 square metres is prohibited. Therefore, the land must be rezoned to Commercial 1 Zone to facilitate the development.

The drainage requirements for this site trigger an upgrade to the regional drainage structure (Yakka Basin) servicing this catchment. As such, a PAO will be applied to part of the land adjacent to the eastern boundary of the proposed development site and over the northern portion of land at 25 Hawkins Road to ensure appropriate drainage infrastructure is provided to this land and surrounding properties serviced by the Yakka Basin.

The proposed rezoning and permit proposal has strong support in the CACS. The CACS recommends six actions in relation to the Shepparton North Activity Centre, five of which relate to this proposal.

Action 1 encourages the expansion of retail and commercial facilities in the existing Commercial 1 Zone area. Action 3 states that retail and commercial development may be appropriate outside of the existing Commercial 1 Zone specifically to accommodate a second supermarket, and that an appropriate site in the area fronting the Goulburn Valley Highway between Ford Road in the north and Hawkins Street in the south can be endorsed for this purpose. The proposed combined Amendment and Planning Permit Application aligns with Action 3.

The proposed combined Amendment and Planning Permit Application also aligns with Action 2 by providing a range of retail and non-retail facilities consistent with sub-regional status of the Shepparton North activity node, including a second full line supermarket.

Action 5 states that once the location of an expanded Commercial 1 Zone in Shepparton North is identified, Council should develop an urban design framework or similar assessment that provides appropriate guidance on how the centre can develop in a manner that provides a high-level of amenity to shoppers and is consistent with best-practice activity centre development guidelines.

The Amendment is accompanied by a planning permit, which enables the urban design of the centre to be assessed. The existing *Urban Design Framework – Shepparton North and South Business Areas July 2006* is also currently being expanded to include design guidelines in relation to the site.

The CACS provides *Planning and Assessment Criteria* for considerations in the assessment of planning applications. These include Accessibility and Urban Design, Retail Demand/ Need and Retail Supply.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

MacroPlan Dimasi Pty Ltd prepared the *Shepparton North Neighbourhood Centre Economic Impact Assessment January 2017* to accompany the combined Amendment and Planning Permit Application. Council engaged Hill PDA Pty Ltd to peer-review this assessment. Council officers are satisfied that the assessment provides sufficient information to allow for an accurate assessment of the economic impact of the proposal. This matter is further discussed in the *Economic Impacts* section of this report.

Council officers are satisfied the proposed combined Amendment and Planning Permit Application is consistent with the suggested guidelines for assessing relevant applications as provided in the CACS for the following reasons:

1. The proposal is consistent with the guidance for developing additional retail floor space as provided in the CACS and with the draft *Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017*, as prepared by Planisphere Pty Ltd. The proposed combined Amendment and Planning Permit Application allows for a thorough consideration of the proposed design and layout of the development, to ensure it integrates architecturally and functionally into the surrounding areas.
2. The proposal provides sufficient articulation and activation along the eastern elevation (frontage), with the inclusion of landscaping to create a town square, fenestration to provide surveillance of the street/ car parking area and provision of seating for cafes. The northern elevation provides access from all retail onto the street, with identification for each frontage. The western elevation is a long wall, however it is considered appropriate given it is primarily for loading and heavy vehicle access. Landscaping, and a drainage easement setting back the building from the boundary will ameliorate the impact of this wall to the west. The southern boundary will be sufficiently articulated given its primary function is access to the click and collect bay and loading for the medical centre. The building will be articular via fenestration to the front of the building provided by the medical centre and a green wall along the central element, as well as landscaping, softening the appearance from the street. Pedestrian access will be provided along the southern boundary of the site, separated via a landscaped nature strip, which is considered an appropriate measure to protect the safety of pedestrians given the road will be used by heavy vehicles.
3. The proposal provides pedestrian access and cycling connections to the proposed residential developments to the north-east and east of the site, and permit conditions will require provision for public transport infrastructure at the site.
4. The proposal integrates with a range on non-retail commercial and community facilities, including a medical centre and community facility, with access to the recently approved childcare centre to the south.

Strategic Assessment

The proposed Amendment meets the objectives of planning in Victoria under section 4(1) of the *Planning and Environment Act 1987* (the Act) by providing for the fair, orderly, economic and sustainable use and development of land in commercial areas throughout Shepparton, and protecting the primacy of the CBD.

The CACS identifies the possible expansion of the Commercial 1 Zone to support an indicative 6,000 square metres of shop floorspace may be supported on land outside the existing Commercial 1 Zone. This is sufficient to accommodate a second supermarket and supporting retail.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

The proposed application of the PAO will reserve appropriate land to ensure the provision of adequate drainage infrastructure for a broader residential development area.

The changes to local policy, particularly to Clause 21.06 *Economic Development*, addressing objectives and strategies for the growth and hierarchy of commercial areas, will consolidate and strengthen the retail and commercial role of the Shepparton CBD, and provide a pleasant, efficient and safe working, living and recreational environment for all residents, business operators, employees and visitors to Shepparton.

The Amendment proposes to balance the interests of the community through the provision of a high quality, supermarket centre with community facilities that will not detract from, nor be detrimental to, the CBD shopping precinct. The Amendment will also ensure a pleasant, efficient and safe working, living and recreational environment by generating regional benefits through additional employment and service provision.

Clause 21.06-5 identifies an Activity Centre Hierarchy based on the findings of the *Greater Shepparton 2030 Economic Development Report*. The hierarchy identifies 'Fairley's Numurkah Road' as a Neighbourhood/Township Centre. The proposed combined Amendment and Planning Permit Application implements a number of strategies for Commercial/Activity Centres which include:

- *Support a hierarchy of retail centres that promotes the primacy of the Shepparton CBD as a multi-function centre complemented by local centres for convenience shopping.*
- *Identify lower order neighbourhood retail and community centres to serve convenience needs of north Shepparton, Mooroopna and Kialla.*
- *Facilitate the expansion of the neighbourhood centre in the north at the Fairley's supermarket site subject to an Economic Impact Assessment.*
- *Encourage shops to front the road, be built in line with other buildings, and have regard to the location of car parking, landscaping and pedestrian areas.*

The proposed combined Amendment and Planning Permit Application provides an activity centre in the north in close proximity to the Fairleys IGA supermarket site.

While the Planning Scheme identifies the location for expansion as the Fairleys IGA supermarket site, the CACS provides further guidance, identifying that further expansion may be located to the north of this site, between Hawkins and Ford Road, and this is reflected by proposed Amendment C192, as discussed previously in this report.

The proposal will also include application of a PAO over land adjacent to the Yakka Basin to ensure this land and the broader development area to the east has an adequate drainage infrastructure into the future.

The State Planning Policy Framework of the Planning Scheme seeks to ensure that land use and development planning policies in Victoria meet the objectives of planning in Victoria as set out in the Act.

The proposed Amendment supports and implements the State Planning Policy Framework including, Clause 11 *Settlement*, Clause 15 *Urban Design*, Clause 16 *Housing*, Clause 17 *Economic Development* and Clause 18 *Transport* of the State Planning Policy Framework by guiding major retail, commercial, administrative, entertainment, residential and community uses and development into a designated sub-regional activity centre.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

The *Hume Regional Growth Plan, 2014* shows Shepparton as a major growth location, while the proposal is located within a designated 'key residential growth front' in the northern growth corridor. The proposal will provide opportunities for employment and community facilities to people in this growing residential area, and the broader catchment area.

Exhibition

The proposed Amendment was exhibited from 20 April 2017 to 30 May 2017 in accordance with the Act. Exhibition included the following notice:

- Direct notice to affected landowners and occupiers of land;
- Direct notice to submitters of Amendment C192;
- Direct notice to prescribed Ministers and referral authorities;
- Notice in the Shepparton News;
- Notice in the Victoria Government Gazette;
- Notice on the Greater Shepparton City Council website;
- Notice on the Department of Environment, Land, Water and Planning website, and
- Copy of exhibition documentation in the foyer of the Council offices at 90 Welsford Street, Shepparton.

Submissions

Council received seventeen submissions (see *Attachment 3 – Submissions Recorder*). Five submissions were received from referral authorities that did not object or provided support for the proposed Amendment. Two submissions were received that support the proposed Amendment. Ten submissions were received that objected to the proposed Amendment. The content of these submissions and Council officers' position relating to the concerns raised in them are outlined below. The figure below provides a map of the location that the concerns raised in the submission relate to (see Figure 4 – *Location Submissions Relate To*).

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

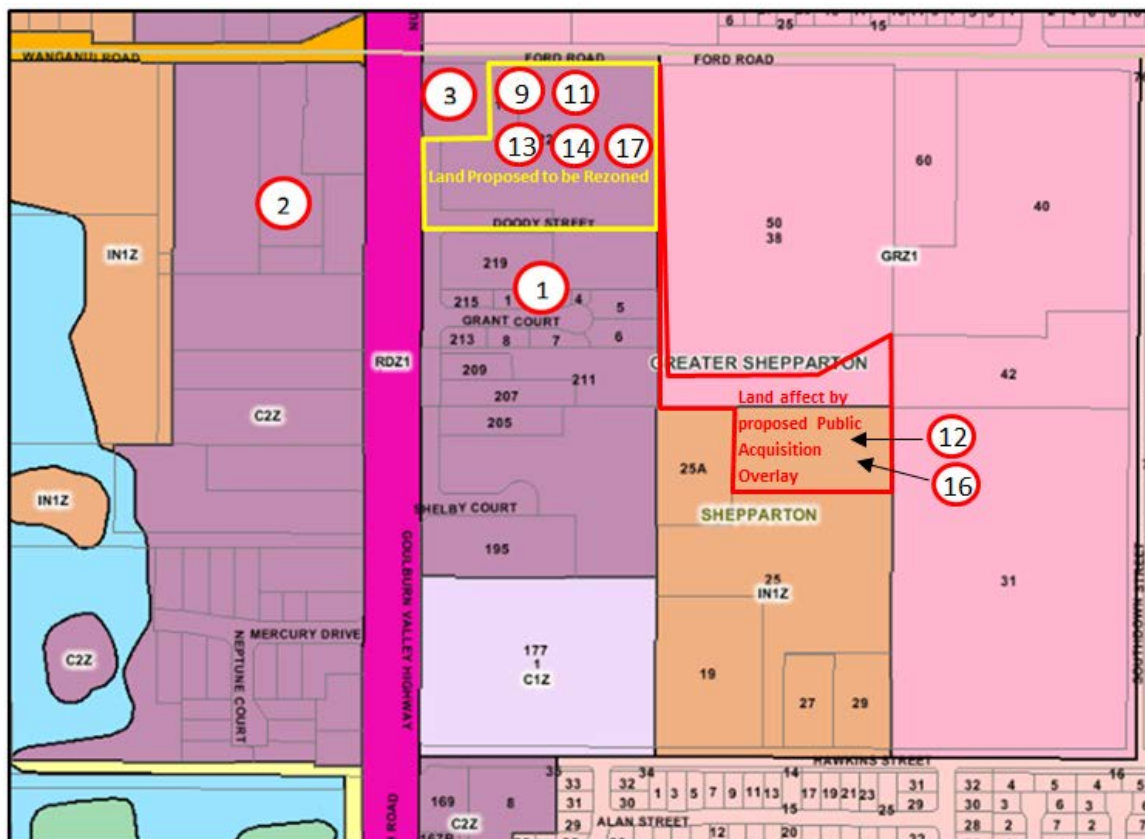


Figure 4 – Location Submissions Relate To

Submissions which did not object or provided support

Five submissions were received from referral authorities who did not object to or provided support for the proposed Amendment. These referral authorities are:

- Environmental Protection Authority North East (Submission No. 5);
- Goulburn Valley Water (Submission No. 6);
- Goulburn Broken Catchment Management Authority (Submission No.7);
- APA Group (Submission No. 8); and
- Department of Environment, Land, Water and Planning (Submission No. 15).

Submissions which support the proposed Amendment

Two submissions were received from Submitter Nos. 4 and 10 that provided support for the proposed Amendment. Reasons for providing support:

- Due to recent and proposed future residential development in the area, more commercial and retail opportunities are needed in Shepparton North;
- The regional and small-town, family-owned supermarket model that the Fairleys IGA represents is no longer appropriate for Shepparton North; and
- The proposed development will support the community.

Submissions which object to the proposed Amendment

Ten submissions were received that object to the proposed Amendment. These were Submission Nos. 1, 2, 3, 9, 11, 12, 13, 14, 16 and 17. The figure above provides a map of the location that the concerns raised in the submission relate to (see Figure 4 – Location of Submissions Relate To).

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Below is a summary of the key concerns raised in submissions and Council officers' response to the concerns raised:

Concern: Proposed Changes to Road Alignment

- Submitter Nos. 1, 2 and 3 object to the proposed changes to the road alignment that are required to facilitate the proposed development. Submitters indicate that the proposed changes will limit or reduce the access that these businesses currently enjoy and thus feel they will have a detrimental impact on their business.
- Submitter No. 10 objects to Condition 8A of the draft Planning Permit, which requires the construction of traffic signals and street lighting at Numurkah Road/Ford Road/Wanganui Road intersection", as it is believed that traffic signals are not necessary.

Council officers' position:

A Traffic Impact Assessment Report was prepared for the proposed development by Traffix Group Pty Ltd on behalf of the proponent. The traffic solution outlined in the Traffic Impact Assessment Report to support the proposed development requires some changes to the existing road network. Council engaged GTA Consultants Pty Ltd to peer review the Traffic Impact Assessment Report, which supported the traffic solution in the Traffic Impact Assessment Report.

Council officers' position relies upon the Traffic Impact Assessment Report and peer review. In addition, VicRoads, as the road manager, does not object to the exhibited traffic solution. The proposed Amendment and submissions received will be referred to an Independent Planning Panel, where any proposed changes included in the traffic solution and submitters' concerns will be considered by the Panel.

Concern: Proposed Application of the Public Acquisition Overlay

- Submission Nos. 12 and 16 object to the proposed application of the Public Acquisition Overlay to their land.

Council officers' position:

The proposed PAO is required to provide a regional drainage solution for this drainage catchment that increases the level of service for this catchment.

Concern: Development of a second supermarket

- Submission Nos. 11, 13, 14 and 16 object to the proposed changes to Clause 21.06-5 *Commercial/Activity Centres* of the Planning Scheme that would facilitate the development of a second supermarket in Shepparton North. These submissions stated that this would create a two-node Activity Centre of up to 600-700 metres apart and would result in a poor planning outcome.
- Submitter Nos. 9 believes that structure plans and an urban design framework should be prepared before any additional development occurs.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Council officers' position:

The proposed Amendment implements the recommendations of the Council adopted CACS. The CACS proposes an increase in the amount of retail floorspace available to be developed in Shepparton North, to provide a range of retail and non-retail facilities. It identifies that, "this could include a second full line supermarket and enhanced supporting retail", noting that additional retail space will enhance the range of local convenience shopping facilities and services.

The CACS recommends an increase of 6,000 square metres over and above the current allocation of retail floorspace available in Shepparton North. All of the current allocation of 8,000 square metres is located at 177-193 Numurkah Road. The recommendation in CACS is to allow greater flexibility in the location of floorspace to facilitate the development of a second supermarket and to service the future expansion of Shepparton North.

The CACS is not specific on where the additional growth can be provided, other than identifying land between Hawkins Street and Ford Road as being suitable for this additional retail space.

At the Ordinary Council Meeting held on 16 August 2016, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second full-line supermarket in Shepparton North.

Additionally, the proposal adequately addresses the integration of the proposed development with the surrounding area through urban design and transportation.

Concern: Proposed drainage solution

- Submitter No. 9 believes that the proposed drainage strategy for the Southdown Street Redevelopment Area should not be "bound up" with the proposed Amendment.

Council officers' position:

The proposed drainage solution is a regional drainage solution for this drainage catchment that increases the level of service for this catchment.

Concern: Economic Impact

- Submitter No. 11 and 12 are concerned with the potential detrimental economic impacts that the proposed Amendment will have on existing businesses in the area.

Council officers' position:

At the Ordinary Council Meeting held on 16 August 2016, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second full-line supermarket in Shepparton North.

An Economic Impact Assessment was prepared for the proposed development by MarcoPlan Dimasi Pty Ltd on behalf of the proponent. The Economic Impact Assessment considers the impact on the area and on the Shepparton CBD and concluded that the proposal will not be detrimental. Council engaged HillPDA Consulting Pty Ltd to peer review the Economic Impact Assessment and HillPDA agree with this assessment.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Council officers' position relies upon the Economic Impact Assessment and peer review.

The Panel Hearing process will allow submitters the opportunity to test the retail floorspace assessment contained in the CACS and provide additional evidence if they believe it to be incorrect.

Concern: Strategic Justification

- Submitter No. 11, 13, 14 and 17 believe that the proposed Amendment lacks strategic justification and is inconsistent with Ministerial Direction No. 11.

Council officers' position:

Council officers are satisfied that the proposed Amendment has strategic justification and is consistent with Ministerial Direction No. 11. The proposed Amendment is a recommendation of the CACS.

At the Ordinary Council Meeting held on 16 August 2016, Council resolved to prepare and exhibit a planning scheme amendment to facilitate a second full-line supermarket in Shepparton North.

Request for an Independent Planning Panel

All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration (see Attachment 4 – *Amendment C193 – Delegate's Report*).

Proposed Amendment C192 seeks to implement the recommendations of the CACS, including policy to facilitate the development of a Woolworths supermarket and additional retail and community floorspace between Hawkins Street and Ford Road in Shepparton North. Amendment C192 was placed on exhibition from 7 July 2016 to 8 August 2016 and received multiple submissions relating to this policy.

Given that many submissions to Amendment C192 related to potential development of a supermarket in Shepparton North, it was considered that significant cost savings would be achieved if the Independent Planning Panels for proposed Amendment C192 and proposed Amendment C193 were combined. A request has been made to the Minister for Planning, and granted, for these Panel hearings to be combined.

The Directions Hearing for the Panel will be held during the week of 26 June 2017.

The Panel Hearing will be held during the week of 24 July 2017.

It is recommended that Council note Council officers' position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Council Plan/Key Strategic Activity

The Amendment is supported by the *Greater Shepparton Council Plan 2013-2017* as follows:

Goal 3: *Economic Prosperity (Economic)*

Objective 2: *Ensure retail strategies deliver appropriate outcomes for the community.*

Goal 4: *Quality Infrastructure (Built)*

Objective 3: *Encourage sustainable municipal growth and development*

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Risk Management

The primary risk associated with the proposed Amendment is not meeting the timelines required by *Ministerial Direction No. 15 "The Planning Scheme Amendment Process"*. This Ministerial Direction requires each stage of the planning scheme amendment process to be undertaken within set timeframes.

In accordance with Ministerial Direction No. 15, Council must request the appointment of an Independent Planning Panel under Part 8 of the Act within 40 business days of the closing date for submissions, unless a Panel is not required. To meet this timeframe, an Independent Planning Panel has been requested by Council officers under delegation. It is recommended that Council endorse Council officers' position prior to the upcoming Independent Planning Panel Hearing.

To achieve the timelines of Ministerial Direction No. 15, Council officers have requested that a Panel be appointed under delegation.

Policy Considerations

The Amendment is consistent with existing Council policy, particularly, policy on economic development.

Financial Implications

The costs of the proposed Amendment, including the cost of an Independent Planning Panel, must be met by the proponent, Lascorp Development Group Pty Ltd.

Many submissions to Amendment C192 relate to the potential development of a supermarket in Shepparton North. Amendment C193 seeks to facilitate this development. Therefore, it was proposed to combine the two Panel Hearings into one Independent Planning Panel, which is expected to cost approximately \$100,000. Additional costs for legal representation and coordination of expert witness statements may include \$100,000. As Amendment C193 is proponent-driven, the cost of the Panel will be shared. These costs have already been included in the 2016/2017 and 2017/2018 Strategic Planning budgets.

A Planning Scheme Amendment includes fees of \$226.50 for the Minister for Planning to consider a request to approve an Amendment. However, this request is subject to a future Council resolution.

Legal/Statutory Implications

All procedures associated with this proposed Amendment comply with the legislative requirements of the Act. The Amendment has been assessed in accordance with the Act and the Planning Scheme. The assessment is considered to accord with the *Victorian Charter of Human Rights and Responsibilities Act 2006* (the Charter) – no human rights have been negatively impacted upon throughout the process.

The Charter recognises that reasonable restrictions may be placed on the use and development of land, and that there may on occasion be reasonable and acceptable offsite impacts on others. Provided these issues are properly considered, it would be a rare and exceptional case where the exercise of a planning decision in accordance with the regulatory framework is not Charter compatible.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Environmental/Sustainability Impacts

The proposed combined Amendment and Planning Permit Application is not expected to result in any significant environmental effects. The site is currently used for grazing and contains primarily grassed land. Any development proposal will require adequate landscaping as well as stormwater drainage and strategies to limit off site impacts.

Social Implications

The proposed combined Amendment and Planning Permit Application will provide a larger activity centre with improved access to a diverse range of services for the wider community. The proposed combined Amendment and Planning Permit Application includes an area for community meeting space and a childcare centre.

The proposed combined Amendment and Planning Permit Application will achieve a positive social outcome, resulting in the development of a larger neighbourhood activity centre with improved access to a diverse range of services for the wider community. The proposal will provide additional childcare and community space options for residents in the region.

It is not expected that there will be any negative social impacts on adjoining land as a result of this proposed combined Amendment and Planning Permit Application. The proposal will result in a net community benefit by providing a pleasant and safe working and recreational environment in the northern corridor of the city.

Economic Impacts

In relation to the CACS, At the Ordinary Council Meeting on 16 February 2016, Council resolved to:

Discourage the allocation of additional retail floor space in the Shepparton North Activity Centre until there is evidence that this will not have a detrimental effect on the CBD, in accordance with Appendix A of the Commercial Activity Centres Strategy.

The *Shepparton North Neighbourhood Centre Economic Impact Assessment January 2017* (the Report), prepared by MacroPlan Dimasi, accompanies the proposed combined Amendment and Planning Permit Application. This document provides an assessment of the impacts that may result from the proposal on the existing retail base in Shepparton North and the CBD.

The Report acknowledges that the provision of a second full line supermarket in Shepparton North is likely to have trading impacts on existing facilities; however, these impacts will not be such as to threaten any existing facility's ability to continue operating successfully.

The proposed development will provide a supermarket and associated retail shops to serve the convenience shopping needs of local residents, and as such will not adversely impact retailers within the Shepparton CBD. The Report states the Shepparton CBD will remain a regular destination for the bulk of shopping needs.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

The Report was reviewed on Council's behalf by PDA Hill Pty Ltd in January 2017. PDA Hill Pty Ltd found that the impact assessment undertaken by MacroPlan Dimasi Pty Ltd was broadly acceptable. It is likely that the supermarket will have a degree of impact on the existing IGA and CBD supermarkets, while the scale of the impact of the associated speciality shops is capable of being comfortably absorbed by the CBD. Importantly, the assessment supported MacroPlan Dimasi Pty Ltd's finding that the scale of possible impact is considered acceptable and will not present a real risk of closure of the IGA or CBD stores.

The proposal will provide additional supermarket floor space in the North, which has been identified as a requirement in the CACS. The supermarket will provide an additional 252 ongoing jobs and cost approximately \$10 million to develop.

The provision of an additional supermarket in Shepparton North will also ensure that the area continues to serve a sub-regional function with the Shepparton Activity Centre hierarchy, servicing the wider northern region.

Consultation

The proposed Amendment was exhibited from 20 April 2017 to 30 May 2017 in accordance with the Act. Exhibition included the following notice:

- Direct notice to affected landowners and occupiers;
- Direct notice to submitters of Amendment C192;
- Direct notice to prescribed Ministers and referral authorities;
- Notice in the Shepparton News;
- Notice in the Victoria Government Gazette;
- Notice on the Greater Shepparton City Council website;
- Notice on the Department of Environment, Land, Water and Planning website, and
- Copy of exhibition documentation in the foyer of the Council offices at 90 Welsford Street, Shepparton.

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

Strategic Links

a) Greater Shepparton 2030 Strategy, 2006

Topic: Settlement and Housing

Theme: Growth

To provide convenient access to a range of activity centres and employment opportunities that can serve the expanded municipality.

Topic: Economic Development

Theme: Retail/Commercial Centres

To have a hierarchy of viable commercial/retail centres by retaining local and visitor spending within the municipality.

b) Other strategic links

Greater Shepparton Commercial Activity Centres Strategy, November 2015

The proposed Amendment implements the recommendations of the CACS, which was adopted by Council at the Ordinary Council Meeting held on 16 February 2016.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.13 Combined Amendment C193 and Planning Permit Application 2016-269 for the development of a second supermarket in Shepparton North. (continued)

Conclusion

Combined Amendment C193 to the Greater Shepparton Planning Scheme and Planning Permit Application 2016-269 has been prepared and proposes to facilitate the development of a second supermarket in Shepparton North.

The proposed Amendment was exhibited from 20 April 2017 to 30 May 2017 in accordance with the *Planning and Environment Act 1987*. Council received seventeen submissions (see *Attachment 3 – Submissions Recorder*). Five submissions were received from referral authorities that did not object or provided support for the proposed Amendment. Two submissions were received that support the proposed Amendment. Ten submissions were received that objected to the proposed Amendment.

Concerns raised in submissions remain outstanding. All submissions have been referred to an Independent Planning Panel appointed by the Minister for Planning for consideration.

A request has been made to the Minister for Planning, and granted, for the Independent Planning Panel for proposed Amendment C192 and proposed Amendment C193 to be combined as similar submissions and concerns were raised.

The Independent Planning Panel Directions Hearing will be held the week of 26 June 2017 and Panel Hearing will be held the week of 24 July 2017.

It is recommended that Council note Council officers' position at the upcoming Independent Planning Panel Hearing as outlined in this report.

Attachments

- | | |
|--|-----------|
| 1. Ordinary Council Meeting Minutes 16 August 2016 | Page 964 |
| 2. Exhibition Documentation | Page 976 |
| 3. Submissions Recorder | Page 1013 |
| 4. Amendment C193 – Delegate's Report | Page 1015 |

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Council Officers involved in producing this report

Author: RiverConnect Project Officer

**Proof reader(s): Team Leader Sustainability and Environment,
Manager Environment**

Approved by: Director Sustainable Development

Executive Summary

RiverConnect began in 2005 and is a celebrated community and government partnership program with twelve members. The project is co-funded by Council and the Goulburn Broken Catchment Management Authority (GB CMA), resourcing two staff under the auspice of Council.

RiverConnect has made significant progress in achieving the aims of the previous 2010-2015 Strategic Plan, including the Paths Masterplan, Boulevard Bush Reserve Management Plan, historical flood-markers, The Flats and Boulevard Bush reserve interpretative signage and connecting over 6,000 students and community members to the Goulburn and Broken Rivers. This plan was scheduled for review in 2016.

The review has been completed and a Draft RiverConnect Strategic Plan 2017 – 2022 has been developed in partnership with Council, the Goulburn Broken Catchment Management Authority, the RiverConnect Implementation Advisory Committee (IAC) and targeted community stakeholder groups.

In February and March 2017, the Draft Strategic Plan underwent an extensive six week community consultation period. The consultation included RiverConnect representatives attending and facilitating thirty one events, activities and meetings offering the community the opportunity to provide feedback through a variety of mediums (see attachment 1).

Feedback was incorporated into the document by representatives from GSCC and GB CMA and endorsed by the IAC at the meeting on 26 April 2017.

Major alterations from the consultation Draft to the final document include:

- Incorporating the prioritisation preferences taken from survey and event data
- Identifying numerous additional project partners and broader stakeholder groups;
- Clarification of the primary project area and how this relates to other non-river communities in the municipality;
- Additional/altered targets;
- Strengthening language around current and future environmental values of river environment;
- Inclusion of complementary strategies and legislation;
- Addition of example activities and projects;
- Restructuring and clarifying language in various sections to improve readability, in particular throughout the introduction.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

The document will provide guidance to all partner agencies and council on the future development and connection of the river and floodplain environment to the community. This Strategic Plan has the potential to make a significant contribution to the local area in pursuing the “connected people, rivers and wetlands” vision.

The final document is now presented for adoption by Council.

**Moved by Cr Patterson
Seconded by Cr Summer**

That the Council adopt the RiverConnect Strategic Plan 2017 - 2022.

Cr Giovanetti left the meeting at 7.53 pm

Cr Patterson was granted an extension of time to speak to the motion.

Cr Giovanetti returned to the meeting at 7.56pm

The motion was put and carried.

Background

Commencing in 2005, RiverConnect is a wide reaching community government partnership program under the auspice of Council, with Goulburn Broken Catchment Management Authority, Parks Victoria, Yorta Yorta Nation Aboriginal Corporation, Rumbalara Aboriginal Cooperative, Word and Mouth, Goulburn Valley Environment Group, Goulburn Murray Landcare Network, Department of Environment, Land, Water and Planning, and the Department of Education and Training and three community representatives.

The 2011-2016 Strategic Plan aimed to see the Goulburn and Broken Rivers recognised as the life and soul of the Shepparton-Mooroopna communities, and create a vibrant, more cohesive Greater Shepparton community through a strong sense of belonging and connection to our rivers.

RiverConnect's many successes under the 2011-2016 Plan and the draft review process was provided to Council on 20 December 2016 when the Draft 2017-2022 Strategic Plan was presented for community consultation.

Council released the Draft Strategic Plan for community consultation from Monday 13 February to Monday 27 March 2017.

Community members, agencies and organisations were informed about the process via:

- Public notice in the Shepparton News.
- Press release.
- Social media - promotion via partners' social media platforms, including videos and live broadcast.
- Emails to known and/or identified RiverConnect or other stakeholders.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

- Circulation in community newsletters RiverConnect, Goulburn Murray Landcare Network, GSCC Community Planning, Goulburn Murray Water and Chough Chat (GB CMA) newsletters.

Community members and agencies and organisations were able to provide feedback via:

- Community and Agency/Organisation survey available online and in hardcopy at five locations.
- Attending one of thirty one events, activities and meetings attended or facilitated by RiverConnect representatives (for a list of all meetings and events attended and facilitated please see attachment 1).
- Email (contact details appeared on all promotional material).
- Phone call (as above).

In addition, the Plan was presented to various internal Council departments and teams including Recreation and Parks, Active Living, Strategic Planning, Community Strengthening, Economic Development and Tourism, Aged and Disability Services and Word and Mouth. Feedback was also collected via email from those unable to attend a meeting.

The information collected through the consultation period has been collated into qualitative and quantitative data, including a 'What You Said' document that details how feedback was incorporated into the plan (see attachment 2). This document will be made available in addition to the endorsed Strategic Plan on the RiverConnect website and circulated to respondents.

Twenty seven responses were received for the Community survey, and seven responses were received from agencies/organisations. A further three agencies/organisations submitted feedback by email and two additional community member responses were received via email. Please see below for key findings from feedback, see attachment 2 for more detail:

- "Connection Priorities" (top 4 priorities as voted in order of preference) –
 1. Build more resilient and accessible river environment;
 2. Inspire the education sector;
 3. Engage the community; and
 4. Improve health and wellbeing.
- "Major Projects" (top 6 priorities in order of preference)
 1. Constructing the shared path network;
 2. Rehabilitation/revegetation of the river area;
 3. Upgrading access;
 4. Illegal dumping;
 5. Eastbank Lake; and
 6. Aboriginal Cultural events.
- 67% of community survey responses indicated that the Strategic Plan very strongly or strongly reflected what the community wants.
- Strong agency/organisation support for RiverConnect's vision, purpose and goals.

Feedback was incorporated into the document by representatives during a workshop of available IAC members and in further detail by representatives from the two key funding organisations, and is supported by the 'What You Said' document.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

Major alterations to the document include:

- Considering the prioritisation preferences taken from survey and event data.
- Numerous additional partners and broader stakeholder groups identified, including: Goulburn Valley Water (new Program partner), Shepparton Mooroopna Urban Landcare Group, Goulburn Murray Landcare Network, LaTrobe University, Greater Shepparton Lighthouse Project, Shepparton Historical Society and Shepparton Art Museum.
- Clarification of the primary project area and how this relates to other non-river communities in the municipality.
- Additional/altered measures and targets e.g. reduction in weeds along shared path network, Implementation of RiverConnect Paths Masterplan.
- Strengthening of language around current and future environmental values of river environment.
- Addition of complementary strategies and documents not previously identified.
- Addition of example activities and projects including multicultural communities focused Flats Walks, pedestrian links to/from CBD, native open space parklands, safety improvements.
- Restructuring and clarifying language in sections to improve readability.

The Strategic Plan was endorsed electronically by IAC following final amendments arising from the 26 April 2017 IAC meeting, and is now presented to Council for adoption.

Council Plan/Key Strategic Activity

Greater Shepparton City Council Plan 2013-2017

- Goal 1: Active and Engaged Communities
 - 1.1 Continue to enhance community capacity building (effective partnerships with agencies to deliver improved community wellbeing).
 - 1.2 Develop and implement a strategy for improving education opportunities for all ages (In association with education providers and industry/business professionals develop opportunities to assist with the attainment and retention of skills to support industry and business development in Greater Shepparton).
 - 1.3 Ensure liveability options are always considered in our decision making activities.
 - 1.5 Embrace and strengthen cultural harmony and diversity (continue to engage and partner with our Aboriginal community to support improved opportunities and outcomes in employment and health; recognise and take advantage of opportunities to celebrate our diversity).
 - 1.6 Value arts, culture and heritage as an integral part of our dynamic community.
- Goal 2: Enhancing the Environment (Natural)
 - 2.1 Ensure the environment is a major priority in planning for the future.
- Goal 4: Quality Infrastructure (Built)
 - 4.2 Ensure the community has access to appropriate transportation infrastructure (Adopt and commence implementation of the Greater Shepparton Cycling Strategy 2013-2017; Lobby and advocate to other levels of government for funding for major infrastructure funds).
- Goal 5: High Performing Organisation (Leadership and Governance)
 - 5.1 Develop and implement best practice communication strategies (...implement Council's community engagement strategy; implement a "citizen first" commitment to the delivery of our services).

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

Risk Management

Risks	Likelihood	Consequence	Rating	Mitigation Action
Negative feedback from community about Strategic Plan	B	3	Moderate	Thorough consultation was undertaken with a transparent process that will be available with the Strategic Plan. Any alterations have been considered as to their level of support and decisions made in collaboration with partners.
Damage done to partnerships if not adopted by Council	B	3	Moderate	Thorough process has been undertaken to ensure strong support from community and partners, can be mitigated if adopted by Council
Damage done to reputation if not adopted by Council	B	3	Moderate	Thorough process has been undertaken to ensure strong support from community and partners, can be mitigated if adopted by Council

Policy Considerations

Above recommendations do not conflict with any Council policy.

Financial Implications

Council currently co-funds the RiverConnect program with Goulburn Broken Catchment Management Authority on a recurring annual basis, encouragingly program funding partner GB CMA has committed to a 4 year funding cycle offering security and the ability for more definitive forward planning. Operational funding is identified in the Strategic Plan to continue at current rate and it is expected that operational costs will remain within current budget allocations. The document identifies that funding for proposed capital projects will require sourcing from both internal and external contributors as appropriate. Council applicable capital projects will be sought through annual Council budget bidding processes, but partners will investigate external funding sources where available.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

Legal/Statutory Implications

The Draft RiverConnect Strategic Plan conforms to the *Local Government Act 1989* and other relevant legislation.

Environmental/Sustainability Impacts

By adopting the RiverConnect Strategic Plan 2017-2022 Council shows a commitment to the support of sustainable, healthy rivers and communities. The program has a number of projects that, when implemented, will provide wide ranging positive environmental impacts. This includes improved water quality, improved native vegetation and habitat for native animals, and reduced invasive vegetation and animals. Reducing negative activities including illegal dumping and littering will reduce contamination of the river environment and related impacts on water quality and native species. Improving river access for community will reduce the negative impacts of unconstrained river access including degraded vegetation, erosion and litter. This will improve biodiversity and therefore the ecosystem services provided by the local environment and resilience in a changing climate.

Social Implications

RiverConnect has had great success in engaging and educating the community in the river environment, offering opportunities for community members to connect in safe, healthy and environmentally positive activities.

The positive benefits of immersion in and connection to the natural environment are being increasingly recognised in various government and non-government organisations, with flow on impacts for health and wellbeing in the broader community. The Strategic Plan details actions in partnership with the education and health sectors that aim to improve knowledge, understanding and engagement with the natural environment and healthy activities, including for often marginalised groups including disadvantaged young people and new migrant communities. Enabling these groups to engage with the environment and broader community offers opportunities for improved health and more inclusive, cohesive community.

Celebrating the cultural heritage of local Aboriginal people can strengthen local communities, providing pride and connection to Country necessary for strong physical, mental and spiritual wellbeing. Community and agency feedback showed strong levels of support for each of the socially orientated connection priorities. The plan also fosters ongoing and improved partnerships with local agencies and the community, enabling more positive communication and project partnership and better outcomes for the community.

Economic Impacts

The RiverConnect Strategic Plan offers a number of exciting and innovative project ideas that will build on Shepparton's economy, liveability and potential as a tourism destination. It identifies actions that will support social and private enterprise opportunities, add to the broad suite of activities and events on offer in the region, improve the natural amenity and accessibility of the river environment, and improve health - with associated economic benefits of a healthy community.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

These factors will improve the liveability of Shepparton through opportunities to engage in beautiful natural environmental assets in close vicinity to neighbourhoods and towns, providing recreation and lifestyle opportunities to attract and retain residents. It will also further diversify the local economy, including expanding the tourism and visitor economy in line with the Many Great Things promotion. By adopting this Strategic Plan Council acknowledges and supports this potential.

Consultation

Consultation for the draft development is detailed below. Please see attachments for further details on consultation process including activities and meetings attended/facilitated.

Level of public participation	Promises to the public/stakeholders	Examples of techniques to use
Inform	We will keep you informed.	<ul style="list-style-type: none"> • Email • Newsletter • Verbal communication • Public notice • Media release • Social Media
Consult	We will keep you informed, listen to you and acknowledge your feedback on how public input influenced the decision	<ul style="list-style-type: none"> • Survey • Voting activity at events • 'What You Said' document • Presentations at meetings
Involve	We will work with you to ensure that your concerns and aspirations are directly reflected in the alternatives developed and provide feedback on how public input influenced the decision.	<ul style="list-style-type: none"> • Verbal and email communication • 'What You Said' documents
Collaborate	We will look to you for direct advice and innovation in formulating solutions and incorporate your advice and recommendations into the decisions to the maximum extent possible.	<ul style="list-style-type: none"> • Workshop with IAC members to incorporate feedback

Officers believe that appropriate consultation has occurred and the matter is now ready for Council consideration.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

Strategic Links

a) Greater Shepparton 2030 Strategy

-Community Life – recreation and open space, safe and accessible environments.

“Enhance social connectedness, physical and mental health and well-being, education and participatory opportunities in order to improve liveability and provide a greater range of community services.”

-Environment – Natural Resources, Culture and Heritage

“Conservation and enhancement of significant natural environments and cultural heritage”.

-Economic Development – Tourism, promote the natural features of Greater Shepparton, support new tourist based enterprises to achieve an increase in bed stays and visits to the municipality.

-Infrastructure – Integrated transport strategy, pedestrian amenity

b) Other strategic links

- Greater Shepparton Environmental Sustainability Strategy
- Greater Shepparton Economic Development, Tourism and Major Events Strategy
- Greater Shepparton Cycling Strategy 2013-2017
- Greater Shepparton CBD Strategy
- Shepparton Stormwater Management Plan
- Municipal Public Health and Wellbeing Plan
- Movement and Plan Strategy (under development)
- Mooroopna Community Plan
- Boulevard and Golf Estates Neighbourhood Plan
- Arcadia Locality Plan
- Toolamba Community Plan
- Murchison Community Plan
- Tatura Community Plan

Conclusion

The final 2017-2022 Strategic Plan has been developed with robust participation from agencies, organisations and the community, and has the potential to make a significant contribution to the local area in pursuing the “connected people, rivers and wetlands” vision.

Feedback obtained during the draft consultation period shows strong support for the Strategic Plan. Community and agency responses have also been used to prioritise connection priorities and actions. Alterations were made to the document to strengthen the document where required, with additions including new partners, new or strengthened targets, clarification of project area, additional actions, new strategic links and improved language and structure.

These improvements have been discussed and approved by the RiverConnect Implementation Advisory Committee and have support from partners, including co-funding agency the GB CMA.

9. SUSTAINABLE DEVELOPMENT DIRECTORATE

9.14 RiverConnect Strategic Plan 2017-2022 (continued)

It is recommended that Council adopt the RiverConnect Strategic Plan 2017-2022 and support the program's potential to generate positive environmental, social and economic outcomes for the local area.

Attachments

- | | |
|---|-----------|
| 1. RiverConnect Draft Strategic Plan Consultation Schedule | Page 1060 |
| 2. RiverConnect What You Said document 2017-2022 Strategic Plan | Page 1061 |
| 3. RiverConnect Strategic Plan 2017-2022 FINAL | Page 1113 |

10. TABLED MOTIONS

Nil Received

11. REPORTS FROM COUNCIL DELEGATES TO OTHER BODIES

Nil Received

12. REPORTS FROM SPECIAL COMMITTEES AND ADVISORY COMMITTEES

Nil Received

13. NOTICE OF MOTION, AMENDMENT OR RESCISSION

Nil Received

14. DOCUMENTS FOR SIGNING AND SEALING

Nil Received

15. COUNCILLOR ACTIVITIES

15.1 Councillors Community Interaction and Briefing Program

Disclosures of conflicts of interest in relation to advice provided in this report

Under section 80C of the *Local Government Act 1989* officers and persons engaged under a contract providing advice to Council must disclose any conflicts of interests, including the type and nature of interest.

No Council officers or contractors who have provided advice in relation to this report have declared a conflict of interest regarding the matter under consideration.

Councillors' Community Interaction and Briefing Program

From 1 May 2017 to 31 May 2017, some or all of the Councillors have been involved in the following activities:

Heritage Advisory Committee Meeting
 Senator Visit | Basin Plan Update
 Passenger Rail Announcement - Minister for Public Transport - the Hon Jacinta Allan
 Shepparton Central Rotary Club
 Murchison Recreation Reserve Committee Tri-Annual Public Meeting
 Tour of GS Business Centre
 'Celebrating Strength: a visual narrative of the Aboriginal people of the Goulburn Murray'
 | presentation opening and report launch
 'Jack Pizzey Cup' Championships – Presentation Dinner
 Dunera Association | Unveiling Tatura Memorial Sculpture
 Valley Pack Meeting - Mark Hall
 Launch of the Discover the Heart of Victoria Planner
 Goulburn River Valley Tourism | Visitor Centre Volunteer Summit
 Volunteer Recognition Awards
 Disability Advisory Committee Meeting
 Dinner | Cooking for a Better Future
 Special Australian Botanic Gardens Meeting
 C4GS Members Breakfast Event | Guest Speak Senator the Hon Fiona Nash
 MAV | State Council Meeting
 GV Local Government Waste Forum
 Lions Club | Tatura - Official Opening - Community BBQ
 Lunch Meeting | Senator Fiona Nash & Damian Drum
 2017 Williamson Community Leadership Program
 Activities in the Park celebration night
 Vesak 2017
 Community Matching Grants
 SSM Ordinary Meeting
 Meet & Greet - Luncheon | MAV President - Cr Mary Lalios and Gavin Mahoney – MAV
 Australian Botanic Gardens Special Committee Meeting
 Announcement | #ShepPROUD Youth Video Competition
 Softball Victoria formal announcement
 Small Town Catch Up | Mooroopna
 Goulburn Valley Waste and Resource Recovery Group board meeting
 Murchison-Toolamba v Longwood - say no to violence match
 La Trobe Uni MBA-Responsible Leadership course
 Shepparton Education Plan - Advisory Committee Meeting
 Grand Launch | 'Aboriginal Street Art' Project, Shepparton
 Heritage Advisory Committee
 SAM Advisory Committee Meeting
 GV BRaIN - featuring Neale Daniher

15. COUNCILLOR ACTIVITIES

15.1 Councillors Community Interaction and Briefing Program (continued)

Goulburn Valley Highway Bypass Action Group
ACE Annual General Meeting
GBCMA Stakeholder Networking Event
The Country Women's Association of Victoria | Annual General Meeting
Effective Meetings and Meeting Procedures Conference
National Sorry Day
2030 GVCG Taskforce Meeting
Health and Wellbeing Advisory Committee Meeting
Australian Botanic Gardens, Shepparton - Unveiling of Sign 'Botanical Gardens Avenue'
Presentation by CEO and Mayor with Shadow Ministers
Regional Shadow Cabinet | Shadow Ministers hosted by Wendy Lovell MP
Tatura Business breakfast

In accordance with section 80A of the *Local Government Act 1989* records of the Assemblies of Councillors are attached.

Moved by Cr Giovanetti
Seconded by Cr O'Keeffe

That the summary of the Councillors' community interaction and briefing program be received.

CARRIED.

Attachments

Nil

16. ASSEMBLIES OF COUNCILLORS

16.1 Assemblies of Councillors

Greater Shepparton Women's Charter Alliance Advisory Committee 28 April 2017		
Councillors:	Cr Seema Abdullah	
Officers:	Emma Hofmeyer, Michelle Bertoli, Rachael Duncombe	
Matter No.	Matters discussed	Councillors Present at Discussion
10	Remaining funds, gender equity training update, other suggestions	Cr Seema Abdullah
11	Terminology and Council forms regarding gender	Cr Seema Abdullah
13	Victorian Honour Roll of Women Alumni and Ambassadors Program	Cr Seema Abdullah
14	Primary Care Connect – Conversations for Change	Cr Seema Abdullah
15	Municipal Association of Victoria Media release	Cr Seema Abdullah
16	Annual membership drive update	Cr Seema Abdullah
17	Women's Charter Award	Cr Seema Abdullah
18	International Women's Day evaluation	Cr Seema Abdullah
19	Youth Public speaking	Cr Seema Abdullah
20	Queen of Katwe Refugee Week opportunity	Cr Seema Abdullah
22	Draft Council Plan	Cr Seema Abdullah

16. ASSEMBLIES OF COUNCILLORS

16.1 Assemblies of Councillors (continued)

Councillor Briefing Session – 2 May 2017		
Councillors	Cr Dinny Adem, Cr Kim O’Keeffe, Cr Seema Abdullah, Cr Bruce Giovanetti, Cr Chris Hazelman, Cr Les Oroszvary, Cr Fern Summer, Cr Shelley Sutton	
Officers:	Johann Rajaratnam, Chris Teitzel, Kaye Thomson, Ifte Hossain, Heinz Kausche, Geraldine Christou, Michael Caraffa, Tim Roberts and Rebecca Good (not all officers were present for all items).	
Matter No.	Matters discussed	Councillors Present for Discussion
1.	Kerbside Landfill Waste, Recycling and Organics Collection Policy	Cr Adem (Chair) (partial) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Summer Cr Sutton
2.	Review of the Shepparton Art Museum Collection Development Policy	Cr O’Keeffe (Chair) Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary (partial) Cr Summer Cr Sutton
3.	Presentation on Maude Street Mall	Cr Adem (Chair) Cr Abdullah Cr Hazelman Cr Oroszvary Cr Summer Cr Sutton
4.	Amendment C193 – Supermarket in Shepparton North	Cr Adem (Chair) Cr Abdullah Cr Hazelman Cr Oroszvary Cr Summer Cr Sutton
5.	2017/2018 Budget Request	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Summer Cr Sutton

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
3	Cr Kim O'Keeffe	Yes
3	Cr Bruce Giovanetti	Yes

Councillor Briefing Session – 9 May 2017		
Matter No.	Matters discussed	Councillors Present for Discussion
Councillors	Cr Dinny Adem, Cr Kim O'Keeffe, Cr Seema Abdullah, Cr Bruce Giovanetti, Cr Les Oroszvary, Cr Dennis Patterson, Cr Fern Summer, Cr Shelley Sutton	
Officers:	Peter Harriott, Steve Bowmaker, Johann Rajaratnam, Chris Teitzel, Kaye Thomson, Sharlene Still, Tim Russell, Michael Carrafa, Heath Chasemore, Tim Zak, Claire Barnes, Delene Drayton, Janelle Bunfield, Matthew Jarvis, Majenta Rose, Laurienne Winbanks and Rebecca Good (not all officers were present for all items).	
1.	Update on Legal Matters	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Patterson Cr Summer (partial) Cr Sutton
2.	Chamber of Commerce CBD Committee presentation	Cr Adem (Chair) (partial) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Patterson Cr Summer Cr Sutton
3.	Contract 1700 – Tree Establishment and Planting	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Patterson Cr Summer Cr Sutton
Matter No.	Matters discussed	Councillors Present for Discussion

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

4.	Recovery of Unpaid Rates	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Patterson Cr Summer Cr Sutton
5.	April 2017 Monthly Financial Report	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
6.	Regulated Parking in the Shepparton CBD	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
7.	Review of Draft Ordinary Council Meeting Agenda	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer Cr Sutton

Conflict of Interest Disclosures

Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
	Nil.	

CEO and Councillor Catch up – 9 May 2017

Councillors	Cr Adem, Cr O'Keeffe, Cr Abdullah, Cr Giovanetti, Cr Oroszvary, Cr Patterson, Cr Summer, Cr Sutton
Officers:	Peter Harriott

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Matter No.	Matters discussed	Councillors Present for Discussion
1.	Company Directors Course	Cr Adem (Chair) Cr O'Keeffe Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer
2.	Legal Case Update	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
3.	Shepparton East Drainage	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
4.	Future Court	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
	Nil	Nil

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

CEO and Councillor Catch up – 23 May 2017		
Councillors	Cr Adem, Cr O’Keeffe, Cr Abdullah, Cr Giovanetti, Cr Hazelman, Cr Patterson, Cr Sutton	
Officers:	Peter Harriott	
Matter No.	Matters discussed	Councillors Present for Discussion
1.	Staff Matters	Cr Adem (Chair) Cr O’Keeffe Cr Giovanetti Cr Hazelman Cr Patterson Cr Sutton
2.	Commonwealth Games	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Sutton
3.	Canberra Trip	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Sutton
Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
	Nil	Nil

16. ASSEMBLIES OF COUNCILLORS

16.1 Assemblies of Councillors (continued)

Councillor Briefing Session – 23 May 2017		
Councillors	Cr Dinny Adem, Cr Kim O’Keeffe, Cr Seema Abdullah, Cr Bruce Giovanetti, Cr Chris Hazelman, Cr Les Oroszvary, Cr Dennis Patterson, Cr Fern Summer, Cr Shelley Sutton	
Officers:	Peter Harriott, Steve Bowmaker, Johann Rajaratnam, Chris Teitzel, Tony Tranter, Colin Kalms, Michael MacDonagh, Grace Docker, Geraldine Christou, Rohan Sali, Heinz Kausche, John Lloyd and Rebecca Good (not all officers were present for all items).	
Matter No.	Matters discussed	Councillors Present for Discussion
1.	Adoption of Landscape Plan Guide 2017	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
2.	Adoption of Urban Design Framework: Shepparton North and South Business Areas (Addendum) 2017	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
3.	Adoption of Shepparton Railway Precinct Master Plan 2017	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
4.	Adoption of Amendment C199 (Investigation Area 1) to the Greater Shepparton Planning Scheme	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Patterson Cr Summer Cr Sutton

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Matter No.	Matters discussed	Councillors Present for Discussion
5.	Calder Woodburn Memorial Avenue Advisory Committee – Terms of Reference	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
6.	International Engagement Policy 2017	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary (partial) Cr Patterson Cr Summer Cr Sutton
7.	Road Management Plan	Cr Adem (Chair) Cr O’Keeffe (partial) Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
8.	Contract 1760 – Provision of Drainage Maintenance Services	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
9.	Parking at the Shepparton Sports Precinct	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Matter No.	Matters discussed	Councillors Present for Discussion
10.	North Shepparton Development	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
11.	Caravan Dump Point	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
12.	Maude Street Mall	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
13.	Development Hearings Panel	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Summer Cr Sutton
Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
4	Cr Hazelman	Yes

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Greater Shepparton Women's Charter Alliance Advisory Committee 26 May 2017		
Councillors:	Cr Seema Abdullah	
Officers:	Emma Hofmeyer, Michelle Bertoli, Rachael Duncombe, Jean Young	
Matter No.	Matters discussed	Councillors Present at Discussion
5	Correspondence to the Municipal Association of Victoria	Cr Seema Abdullah
6	Victorian Honour Roll of Women	Cr Seema Abdullah
8	Committee memberships	Cr Seema Abdullah
10	Annual membership drive	Cr Seema Abdullah
11	Remaining funds: Gender Equity Training Global Sisters proposal	Cr Seema Abdullah
12	Kaiela Arts Scholarship proposal	Cr Seema Abdullah
16	Queen of Katwe – Refugee Week activity	Cr Seema Abdullah
22	Additional items: Listen Learn and Lead project Gender Equity Officer funding application Shadow Minister Georgie Crozier visit	Cr Seema Abdullah

CEO and Councillor Catch up – 30 May 2017	
Councillors	Cr Adem, Cr O'Keeffe, Cr Abdullah, Cr Giovanetti, Cr Hazelman, Cr Patterson, Cr Sutton
Officers:	Peter Harriott

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Matter No.	Matters discussed	Councillors Present for Discussion
1.	Ministerial Contact	Cr Adem Cr O'Keeffe Cr Abdullah Cr Hazelman Cr Patterson Cr Sutton
2.	International Engagement	Cr Adem Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Sutton
3.	Soccer	Cr Adem Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Sutton
4.	Greater Shepparton Number Plates	Cr Adem Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Sutton
Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
	Nil	Nil

16. ASSEMBLIES OF COUNCILLORS

16.1 Assemblies of Councillors (continued)

Councillor Briefing Session – 30 May 2017		
Councillors	Cr Dinny Adem, Cr Kim O’Keeffe, Cr Seema Abdullah, Cr Bruce Giovanetti, Cr Chris Hazelman, Cr Les Oroszvary, Cr Dennis Patterson, Cr Shelley Sutton	
Officers:	Peter Harriott, Michael Freeman, Chris Teitzel, Tony Tranter, Heath Chasemore, Mel Sporry, Andrew Dainton, Colin Kalms, Michael MacDonagh, Ronan Murphy, Greg McKenzie, Melinda Weston, Michael Caraffa, Tim Russell, Rohan Sali, Matthew Jarvis, Chris Moly, Sharlene Still, Amy Jones, Jason Watts, Adam Pooleand Rebecca Good (not all officers were present for all items).	
Matter No.	Matters discussed	Councillors Present for Discussion
1.	Australian Botanic Gardens Shepparton - Project Update	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
2.	Amendment C192 - Implementation of the Commercial Activity Centres Strategy - Consideration of Submissions	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
3.	Amendment C193 - Shepparton North - Consideration of Submissions	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Matter No.	Matters discussed	Councillors Present for Discussion
4.	RiverConnect Strategic Plan 2017-2022	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
5.	Commonwealth Games	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton (partial)
6.	New Business Grant Guidelines	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton (partial)
7.	MOU – LaTrobe University	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
8.	Contract 1780 Provision of Banking and Bill Payment Services	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton

16. ASSEMBLIES OF COUNCILLORS
16.1 Assemblies of Councillors (continued)

Matter No.	Matters discussed	Councillors Present for Discussion
9.	Budget Submissions Brief & Council Plan Discussion	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
10.	Adoption of Various Policies	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
11.	Shepparton Aerodrome Relocation Study	Cr Adem (Chair) Cr O'Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Oroszvary (partial) Cr Patterson Cr Sutton
12.	Murchison Community Plan Review 2017	Cr Adem (Chair) Cr O'Keeffe Cr Giovanetti Cr Hazelman Cr Oroszvary Cr Patterson Cr Sutton
Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
	Nil	

16. ASSEMBLIES OF COUNCILLORS

16.1 Assemblies of Councillors (continued)

Councillor Briefing Session – 21 March 2017		
Councillors	Cr Dinny Adem, Cr Kim O’Keeffe, Cr Seema Abdullah, Cr Bruce Giovanetti, Cr Chris Hazelman, Cr Dennis Patterson, Cr Fern Summer, Cr Shelley Sutton	
Officers:	Peter Harriott, Steve Bowmaker, Chris Teitzel, Kaye Thomson, Johann Rajaratnam, Colin Kalms, Elke Cummins, Zoe Kemp, Michael MacDonagh, James Nolan, Sharlene Still, Geraldine Christou, Anna Feldtmann, Heinz Kausche and Ifte Hossain (not all officers were present for all items).	
Matter No.	Matters discussed	Councillors Present for Discussion
1.	Capital Budget 2017-2018	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
2.	Strategic Planning Quarterly Update	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
3.	Grants Policy Review	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton
4.	Contract No 1717, Provision of a Panel of Suppliers - On-site Crushing of Recycled Concrete and Bricks	Cr Adem (Chair) Cr O’Keeffe Cr Abdullah Cr Giovanetti Cr Hazelman Cr Patterson Cr Summer Cr Sutton

16. ASSEMBLIES OF COUNCILLORS

16.1 Assemblies of Councillors (continued)

Conflict of Interest Disclosures		
Matter No.	Names of Councillors who disclosed conflicts of interest	Did the Councillor leave the meeting?
	Nil	

<p>Moved by Cr Sutton Seconded by Cr O'Keeffe</p>
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<p>That the Council note the record of Assemblies of Councillors.</p>

CARRIED.

17. URGENT AND OTHER BUSINESS NOT INCLUDED ON THE AGENDA

Nil

18. PUBLIC QUESTION TIME

Question 1 (John Gray)

Greater Shepparton City Council's website no longer provides ready electronic public access to several years' former council meetings' minutes, now offering merely the statutory online retrieval of the past twelve months. The restriction does not appear to have formal Council approval but a Council spokesperson has alluded to reasons of "privacy". Can that impression be explained more precisely, particularly as of a random search of six municipal websites (viz. Wellington, Warrnambool, Moira, Strathbogrie, Benalla and Campaspe) shows only our northern neighbour interpreting Regulation 12.c as the minimum being also the maximum – the other five ranging currently back to July 2012 (Campaspe) and Campaspe even offering a topic search over those five years?

Response

In accordance with Section 12(c) of the *Local Government (General) Regulations 2005*, Council is required to make Council Meeting minutes available to the public for a period of 12 months. Council's website content is regularly reviewed, and has recently been updated in accordance with the above provision. By providing Council Meeting Agendas and Minutes of the previous 12 months, Council is ensuring its compliance with the *Local Government (General) Regulations 2015*, Section 12. Minutes, agendas and attachments prior to 12 months (excluding confidential documents) can still be requested by members of the public through the FOI application process. Providing access to these documents outside of Councils statutory requirement (beyond the 12 month period), can in fact impose Privacy implications under the *Privacy and Data Protection Act 2014* upon the Council by continuing the provision of personal information outside the statutory timeframe of the *Local Government (General) Regulations 2005*. A complaint has been made in this regards to this particular matter in the past.

Question 2 (John Gray)

More than a dozen years ago Council adopted a "Mosaic of Gardens" concept of taking high quality resort public gardens to the larger and medium-sized towns in Greater Shepparton - such as Mooroopna, Tatura, Merrigum, Dookie, Congupna etc. If I recall correctly Ferrari Park in Mooroopna and Mactier Park in Tatura were identified as starting points. As very minor improvements have been incremented and there has been no formal rescission of that strategy can the current status of progress be reported on?

Response

The Mosaic gardens concept was developed many years ago to provide high quality open spaces to the community. Successful development of many areas has occurred including Monash gardens.

Development of public open space to the community is initiated through a master planning process with input from a range of stakeholders and the community. Over time master plans are reviewed to incorporate changes and assess their status, with the revised version superseding previous documents. Actions from these master plans are subject to funding being available, either through Councils capital program or other funding sources.

19. CONFIDENTIAL MANAGEMENT REPORTS

19.1 Designation of Confidentiality of Information – Report Attachments

**Moved by Cr Summer
Seconded by Cr Patterson**

In accordance with section 77(2)(b) of the *Local Government Act 1989* (the Act) the Council designates as confidential all documents used to prepare the following agenda items:

1. Report 6.4: Contract No 1760 - Provision of Drainage Maintenance Services;
2. Report 8.2: Contract No 1780 - Provision of Banking and Bill Payment Services

designated by the Chief Executive Officer in writing as confidential under section 77(2)(c) of the Act. These documents relate to contractual matters, which are relevant grounds applying under sections 89(2) of the Act.

CARRIED.

19.2 Shepparton Aerodrome Relocation Study

**Moved by Cr Giovanetti
Seconded by Cr Sutton**

That pursuant to section 89(2)(h) of the *Local Government Act 1989* the Council meeting be closed to members of the public for consideration of a confidential item.

CARRIED.

19.3 Reopening of the Council Meeting to Members of the Public

THE MEETING CLOSED AT 8.15PM