

Minutes

Ordinary Meeting of Council

Corryong Council Office

Tuesday 7 May 2013

This information is available in alternative formats on request

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD AT TOWONG SHIRE COUNCIL, Corryong Office on Tuesday 7 May 2013 commencing at 10.00 AM.

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1 Opening Prayer

"Almighty God, we ask that you be present at this meeting to assist us in our service to the Community through Local Government.

We pray that our decisions will be wise and taken with goodwill and clear conscience.

Amen."

2 Councillor and Officer presence at the meeting

Present: Cr Fraser OAM, Crs Wortmann, Joyce and Scales

In Attendance:	Title:
J Phelps	Chief Executive Officer
D Barry	Director Community and Corporate Services
J Heritage	Director Technical Services
D Snaith	Executive Assistant

3 Apologies and granting of leave of absence

Cr Debi Gadd.

4 Declaration of pecuniary interest and/or conflict

For the purpose of this section, Councillors must disclose the nature of the conflict of interest in accordance with s79(2) of the Local Government Act.

Nil.

5 Confirmation of minutes

**CR JOYCE
CR SCALES**

**THAT THE MINUTES OF THE ORDINARY MEETING HELD ON 2 APRIL 2013 AS
CIRCULATED BE ADOPTED.**

CARRIED

6 Petitions, joint letters and declarations

Nil.

7 Assembly of Councillors

A written record of the Assemblies of Councillors from 2 April to 16 April 2013 is included at Appendix 1.

**CR WORTMANN
CR JOYCE**

THAT THE INFORMATION BE NOTED.

CARRIED

8 Open Forum

NAME	TOPIC
Mrs Beverley Stewart	<p>Mrs Stewart extended her appreciation to the Director Community and Corporate Services for following up matters relating to North East Water and the Wastewater Treatment Plant at Tallangatta. Mrs Stewart asked that her thanks also be forwarded to the Manager Planning.</p> <p>Mrs Stewart sought clarification on what constituted a conflict of interest in Councillors holding Board positions with other authorities.</p>

9 Governance and decision making

9.1 Finance Report as at 31 March 2013 (DCCS)

Disclosure of Interests (S.80C):

This report was prepared by Mr Peter Barber, Manager Corporate Services.

At the time of preparation of the report the officer did not have a direct or indirect interest in any matter to which the report or advice relates.

OPERATING RESULT

	Note	Mar-13 (Actual) \$'000	Mar-13 (Budget) \$'000	YTD (Actual) \$'000	YTD (Budget) \$'000	YTD (Variance) \$'000	YTD (Variance) %
Income	1	727	307	12,696	14,650	(1,954)	-13%
Expenditure	2	904	757	7,302	9,026	(1,724)	-19%
Surplus		(177)	(450)	5,394	5,624	(230)	-4%

Note 1:

The variance in YTD budgeted income compared to YTD actual income is due to a number of income items that have been budgeted to occur but the income has not yet been received including:

- Grant Income (per *Grant Income* below) \$1,904,000
- Community contribution to recreation projects \$135,000

Non-grant income has been received in excess of budget, including:

- Developer and private contribution to works \$40,000
- Corryong Netball Courts contribution \$35,000

Note 2:

The variance in YTD budgeted expenditure compared to YTD actual expenditure is due to timing differences (ie: budgeted expenditure items that have not yet occurred). Expenditure was budgeted at the earliest anticipated time that it could occur for the following:

- Stock grid surveys - \$75,000
- Walwa waste water - \$145,000
- Recreation projects - \$1,137,000
- Waste collection - \$65,000
- Waste management - \$91,000

- Planning services - \$164,000
- Economic Development activities - \$609,000

Grant Income

	Note	Mar-13 (Actual) \$'000	YTD (Actual) \$'000	YTD (Budget) \$'000	YTD (Variance) \$'000	12 Month (Budget) \$'000
Recurring	1	72	1,530	2,231	(701)	3,081
Non-Competitive	2	540	2,329	3,576	(1,247)	4,269
Competitive		58	1,517	1,473	44	1,696
Total		670	5,376	7,280	(1,904)	9,046

Note 1: VGC payments YTD budgeted in advance of YTD actual payment dates.

Note 2: Emergency response and Roads to Recovery (R2R) funding has not been received in line with budget timing.

Fringe Benefits Tax (FBT)

FBT applies only to private and commuter use vehicles and the FBT year ends on 31 March.

The FBT two years ago (2010/11) was \$32,197. A number of significant changes were made to the motor vehicle policy in 2011. It is estimated that the FBT payable this year (2012/13) year would have been \$58,213 had those changes not been made. The actual FBT payable was \$26,926. Therefore has the motor vehicle policy changes have resulted in an FBT saving of \$31,288 (54%). The three reasons for this saving across the private and commuter use fleet are:

- 11 of the 13 vehicles are subject to the historical FBT rate shown in Column A below, rather than the current FBT rate shown in Column B, as they are more than 2 years old.
- 7 of the 13 vehicles are subject to a 33% FBT discount as they are more than 4 years old.
- The number of vehicles was reduced from 17 in 2010/11 to 13 during 2012/13 year and ultimately to 8 at the end of 2012/13.

Total Km travelled in FBT year	Column A	Column B	Column C	Column D
0 - 14,999	26%	20%	20%	20%
15,000 - 24,999	20%	20%	20%	20%
25,000 - 40,000	11%	17%	20%	20%
Over 40,000	7%	13%	17%	20%

Further savings will occur in future years as the FBT rate continues to increase as shown in Columns C and D above.

Other positive outcomes for ratepayers as a result of the policy include increased employee contributions for private use accompanied by reduced fuel, depreciation, servicing, repair, tyre, insurance, registration (including TAC charge and insurance duty), stamp duty, changeover, management, opportunity, roadside assistance and reimbursement costs.

A summary of the current fleet profile is below:

- Newest vehicle age: 1.8 years
- Average vehicle age: 3.7 years
- Oldest vehicle age: 5.4 years
- Lowest vehicle Km: 35,203
- Average vehicle Km: 125,387
- Highest vehicle Km: 234,278

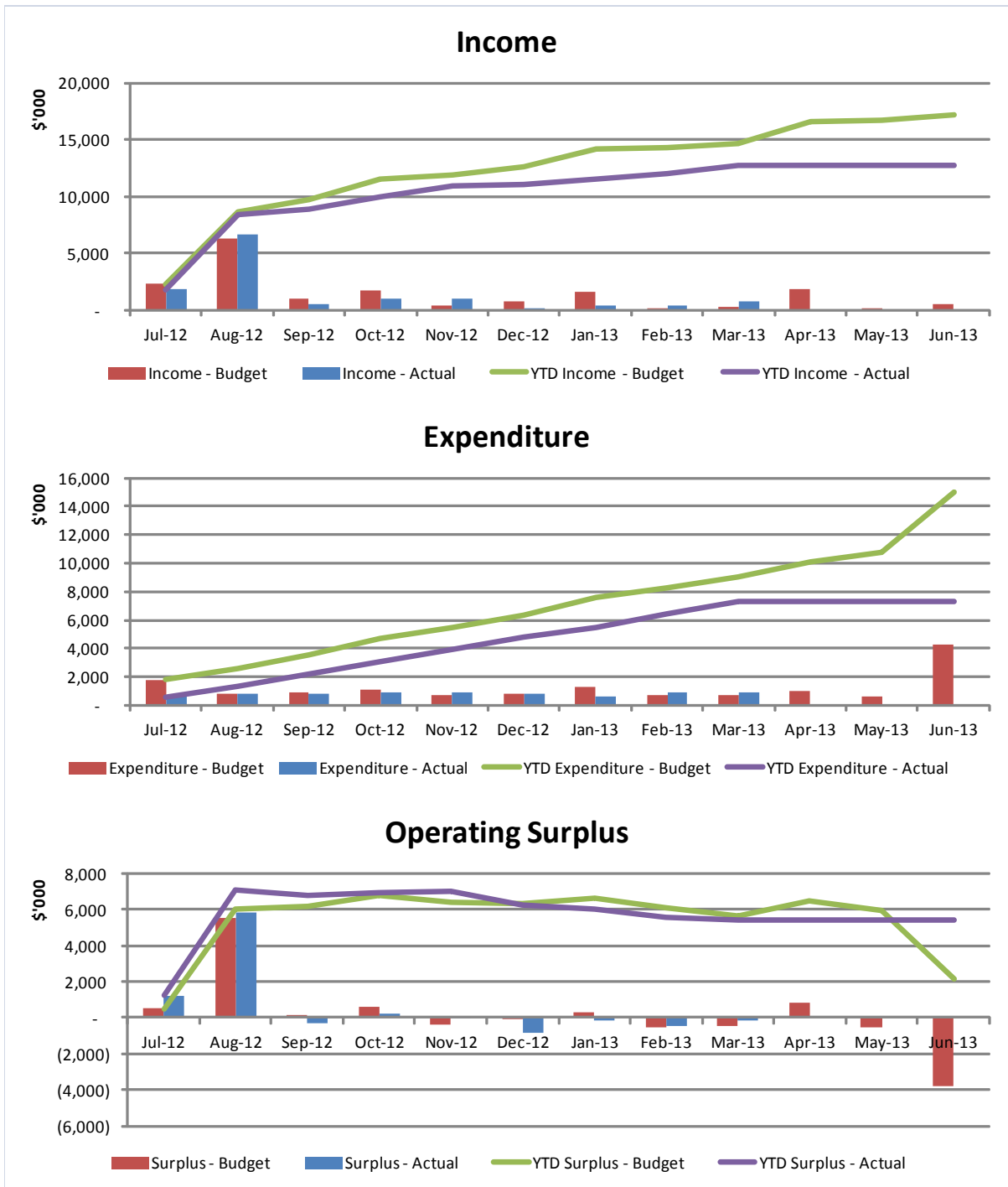
A report will be presented to a future Council meeting on the total savings resulting from the motor vehicle policy changes.

Grants received Year-to-Date (YTD) are shown in the following table:

	YTD (Act) \$'000
Competitive and Non-Competitive	
Country Roads and Bridges	1,000
R2R Supplementary	616
LG Infrastructure Projects	500
Sandy Creek Bridge Grant	350
Tallangatta Multi-sport Precinct	271
Adaptation at the Source	133
Cudgewa Multi Purpose Facility	130
Walwa Community Recovery Centre	125
Flood Recovery Officer	120
NE Solar Hub	119
Cudgewa Recreation Reserve	77
Corryong Netball Courts	72
Community Development Officer (Flood)	72
Municipal Emergency Response Program	60
Mitta Valley Dairy Pathways	50
L2P Program	47
MFSR Precinct	38
Weed Project	28
SP Ausnet Community Development	26
Freeza Funding	12
Universal Access to Kindergarten	10
Regional Living Expo	10
Sustainable Intelligence	6
Seniors Week	2
Youth Services Strategy	2
** Flood Recovery	(39)
Recurring	
VGC General Purpose Funds	1,211
Maternal and Child Health	90
Corryong Pre School	79
Tallangatta Pre School	51
Berringa Pre School	65
State Emergency Service Corryong	13
State Emergency Service Tallangatta	13
State Emergency Service Mitta	6
Health Administration	3
Total	5,377

**

** Flood Recovery
Note: This is due to an invoice being issued on completion of the grant funded project, where the funds had already been paid in the 2011/2012 financial year.



BALANCE SHEET

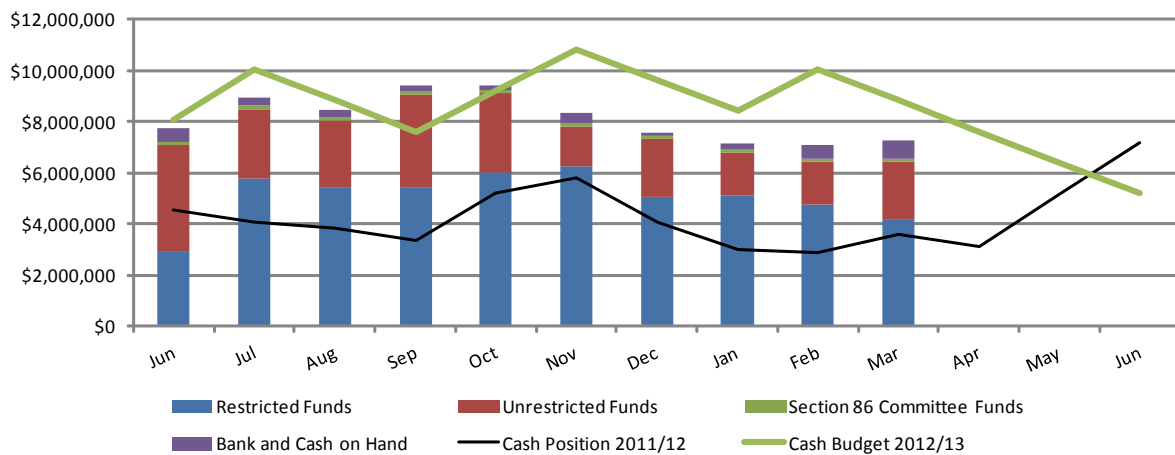
Description	Note	Mar-13	Jun-12	Movem ent
		\$'000	\$'000	\$'000
Cash		7,236	7,835	-599
Stock		506	302	204
Prepayments		34	99	-65
Receivables	1	2,012	1,012	1,000
Total Current Assets		9,788	9,248	540
Property, Plant & Equipment	2	181,948	178,334	3614
Receivables		0	0	0
Total Non Current Assets		181,948	178,334	3614
Total Assets		191,736	187,582	4,154
Borrowings		19	63	-44
Payables	3	196	595	-399
Provisions	4	930	1,089	-159
Held in Trust		291	179	112
Total Current Liabilities		1,436	1,926	-490
Borrowings		402	358	44
Provisions	5	302	1344	-1042
Total Non Current Liabilities		704	1,702	-998
Total Liabilities		2,140	3,628	-1,488
Net Assets		189,596	183,954	5,642
Opening Accumulated Surplus		66,141	66,870	-729
Current Operating Result		5,624	-747	6,371
Revaluation Reserve		117,831	117,831	0
Total Equity		189,596	183,954	5,642

CASH POSITION

Cash on Hand

The cash position moved during the month as detailed below:

	Current Month	Prior Month	Variance	
	Mar-13	Feb-13	\$	%
Unexpended Grants	3,113,378	3,705,326	(591,948)	-16.0%
Notional Reserves	1,050,793	1,053,489	(2,696)	-0.3%
Restricted Funds	4,164,171	4,758,815	(594,644)	-12.5%
Unrestricted Funds	2,281,778	1,654,960	626,818	37.9%
Section 86 Committee Funds	119,889	119,889	-	0.0%
Total Investments	6,565,838	6,533,664	32,174	0.5%
Bank and Cash on Hand	672,572	531,727	140,845	26.5%
Total Cash	7,238,411	7,065,392	173,019	2.4%
Average Interest Rate	4.36%	4.49%		



Investments

Investments were made up of the following at the month end:

Date	Product	Institution	Principal	Yield	Term	Maturity
11/02/2013	Term Deposit	ME Bank	523,509	4.35%	91 Days	13/05/2013
13/03/2013	Term Deposit	ING Bank	1,029,860	4.32%	120 Days	11/07/2013
8/01/2013	Term Deposit	Bank of Qld	1,028,758	4.50%	120 Days	8/05/2013
26/12/2012	Term Deposit	WAW	753,086	4.50%	180 Days	26/06/2013
22/01/2013	Term Deposit	Heritage Bank	1,011,589	4.50%	90 Days	22/04/2013
8/01/2013	Term Deposit	ME Bank	1,000,000	4.65%	90 Days	8/04/2013
N/A	Online Saver	ANZ	1,099,148	3.75%	On Call	N/A
N/A	S86 Committees	Various	119,889	4.68%	N/A	N/A
Total Investments			6,565,838			

Restricted Funds

Unexpended Grants and Notional Reserves at the end of the month:

	\$
Unexpended Grants	
Country Roads and Bridges	860,000
LG Infrastructure Projects	678,712
R2R Supplementary	186,701
Bushfire Camera Network	306,443
Tallangatta Multi-sport Precinct	221,572
Cudgewa Multi Purpose Facility	147,802
Walwa Community Recovery Centre	120,845
Flood Recovery Officer	120,000
Improving Liveability of Older People	82,625
Mitta Valley Dairy Pathways	79,619
Community Development Officer (Flood)	71,897
Cudgewa Recreation Reserve	71,358
Flood Recovery	44,326
Municipal Emergency Response Program	41,821
Tallangatta Swimming Pool Upgrade	19,425
SP Ausnet Community Development	15,840
Universal Access to Kindergarten	9,997
Freeza Funding	8,068
Regional Living Expo	6,872
Towong Racecourse	6,200
Weed Project	4,761
Local Government Reform	3,977
L2P Program	2,090
Fire Access Track Maintenance	1,764
Youth Services Strategy	664
Provisions and Reserves	
Long Service Leave	850,793
Landfill Rehabilitation	200,000
Total	4,164,171

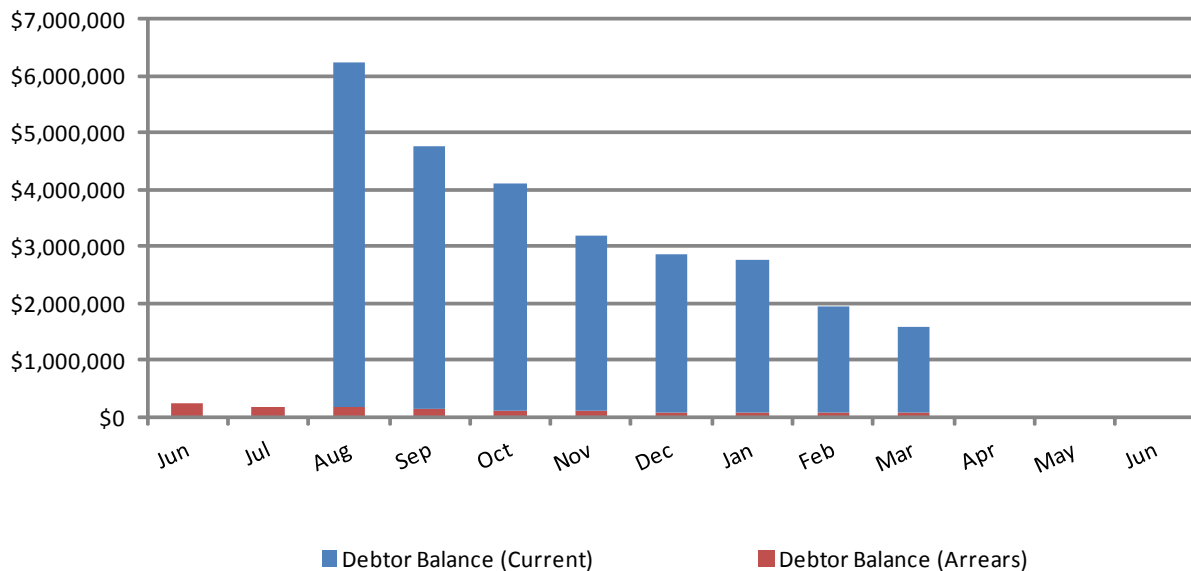
RECEIVABLES

Rates, Municipal Charge, Waste Management Charge and Waste Collection Charge

The outstanding amount of rates, municipal charge, waste management charge and waste collection charge at month end were \$1,567,291.

The breakdown of rates received for the current month and year to date is shown in the following table and graph:

Rates, Municipal Charge, Waste Collection Charge and Waste Management Charge Debtors	Amount Received \$	% Collected Mar-13	% Collected Mar-13	Received YTD \$	Collected YTD \$	Balance Outstanding \$
Levied 2012/13	6,353,282	372,049	5.9%	4,848,856	76.3%	1,504,426
Arrears prior to 2012/13	243,607	8,541	3.5%	180,742	74.2%	62,865
Total Charges		380,590		5,029,598		1,567,291

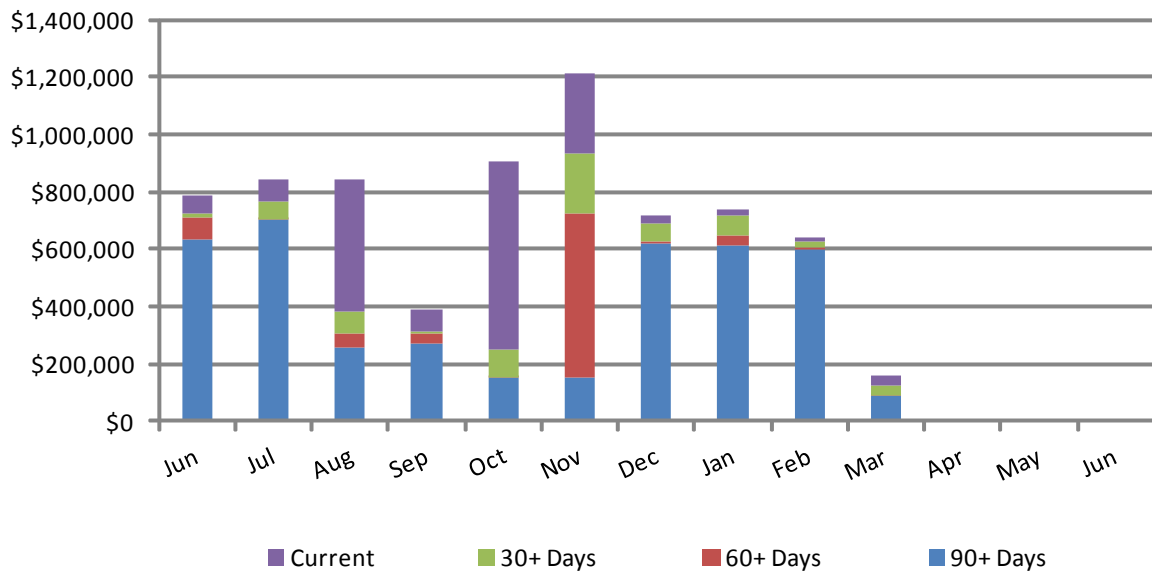


Sundry Debtors

The Sundry Debtors outstanding at month end total \$159,014.

The variance in Sundry Debtors from the current month to prior months is shown below:

Sundry Debtors	Current \$	30 Days \$	60 Days \$	90+ Days \$	Total \$
March 2013	35,282	32,453	4,120	87,159	159,014
February 2013	11,629	22,825	5,844	600,259	640,557
Variance	23,653	9,628	(1,724)	(513,100)	(481,543)



Significant debtors (>\$1,000) with ageing of greater than 90 days are as follows:

Debtor	Amount	Description	RO	Notes
Debtor 16010	\$22,070.80	Lease	PB	Full year invoiced. Payments are ahead of lease terms.
Debtor 19132	\$22,000.00	Corporate contribution	DB	Payment plan of \$11,000 per month until March 2013 agreed. Two months behind schedule.
Debtor 19600	\$15,436.94	Reinstatement for Walwa sewerage	JH	Contractor is to invoice Council at completion. This amount will be reduced from the invoice.
Tumbarumba Shire Council	\$5,060.30	Waste Collection	JH	
Debtor 18925	\$4,500.00	Community Group Loan	DB	Long term binding payment agreement has not yet been signed. \$100 per month terms verbally agreed. \$500 received April 2012.
Regional Development Victoria (17261)	\$4,070.00	Towong Racecourse	PS	10% balance due when acquittal report lodged. Project complete and acquittal still to be prepared.
Debtor 8411	\$2,370.75	Towong Alliance Contribution	MS	
Debtor 14846	\$1,970.00	Maintenance Contact - NEW	JH	November contract payment
Debtor 18871	\$1,633.34	Back Rent – Corryong Innovation Space		Monthly direct debits in place. Within payment plan terms.
Debtor 17007	\$1,410.00	Infringement Notice	PL	
Debtor 18781	\$1,337.00	Equipment Loan		Agreed (annual) payment plan. Within payment plan terms.

Debtor	Amount	Description	RO	Notes
Department of Planning and Community Development (18890)	Nil	LGIP Claim #2	DB	\$500,000.00 received March

LOCAL ROADS

Local Roads Capital Works

	Note	YTD Actual \$	YTD Budget \$	Variance	Annual Budget \$
402 Survey and Design	1	6,905	65,000	(58,095)	120,985
410 Road Construction	2	150,216	489,000	(338,784)	759,000
413 Storm Damage	3	1,248,389	2,350,000	(1,101,611)	3,048,951
416 Sealing	4	4,429	227,000	(222,571)	307,000
417 Resealing		716,152	750,000	(33,848)	750,000
420 Drainage Construction		8,571	40,000	(31,429)	90,000
421 Digouts	5	447,713	550,000	(102,287)	550,000
422 Resheeting	6	152,583	286,465	(133,882)	286,465
432 Footpaths	7	9,485	39,000	(29,515)	44,000
433 Kerb and Channel	8	16,098	80,000	(63,902)	123,000
450 Bridge Construction	9	8,848	1,119,601	(1,110,753)	1,516,315
Total		2,769,389	5,996,066	(3,226,677)	7,595,716

Note 1: Flood Damage has absorbed Survey and Design cost for several items listed for this year.

Note 2: Timing of actual works has not lined up with budget timing. Flood damage has also absorbed some cost e.g. Georges Creek Rd Culverts.

Note 3: Claimable works as a result of March 2012 event. Budget for these works was included in full at capital works but actual expenditure has been split across operating and capital items.

Note 4: Timing of actual works has not lined up with budget timing. Works due to be completed by end of April.

Note 5: Timing of actual works has not lined up with budget. Majority of works now completed.

Note 6: Timing of actual works has not lined up with budget timing. Final portion due to be completed within April.

Note 7: Footpath construction is underway and due for completion by April, rectification portion due for completion in May.

Note 8: Rectification works due for completion in May.

Note 9: Timing of actual works has not lined up with budget timing, Flood Damage has absorbed minor cost, two contracts are currently let with construction due to commence.

Local Roads Maintenance

	Note	YTD Actual \$	YTD Budget \$	Variance	Annual Budget \$
302 Survey and Design		3,588	-	3,588	-
304 Pavement Maintenance		111,038	135,653	(24,615)	180,869
306 Grading	1	369,070	337,499	31,571	449,999
308 Shoulder Maintenance	1	40,374	104,999	(64,625)	140,000
310 Drainage Maintenance	2	202,971	146,250	56,721	195,000
312 Call Outs		10,900	9,000	1,900	12,000
313 Storm Damage	3	218,117	-	218,117	35,000
324 General Roadside Maintenance	4	66,875	48,749	18,126	65,000
328 Tree Maintenance		52,271	68,749	(16,478)	85,000
330 F/Path Maintenance		2,102	5,999	(3,897)	8,000
331 K and C Maintenance		1,771	3,749	(1,978)	5,000
334 Roadside Treatments		10,365	-	10,365	-
336 Signs Maintenance		18,111	9,003	9,108	12,000
338 Linemarking		11,088	7,498	3,590	10,000
340 Guideposts		2,480	7,502	(5,022)	10,001
342 Guardrail		-	3,749	(3,749)	5,000
346 Bridge Maintenance	5	21,716	38,252	(16,536)	51,005
Total		1,142,837	926,651	216,186	1,263,874

Note 1: Budget is evenly spread throughout the year.

Note 2: Budget is evenly spread throughout the year, drainage work has been prioritised during the winter months. Priority given to recurring maintenance issues.

Note 3: Claimable works as a result of March 2012 event. The \$35,000 budget is allowance for one event insurance claim. Budget for these works was included at capital works.

Note 4: Budget is evenly spread throughout the year, roadside maintenance work has been prioritised during the winter and spring months.

Note 5: Budget is evenly spread throughout the year, bridge maintenance occurs as required.

CR SCALES

CR WORTMANN

THAT THE FINANCE REPORT BE NOTED.

CARRIED

9.2 Council Plan 2013-2017 (07/05/0029-CEO)

Disclosure of Interests (S.80C):

This report was prepared by Ms Juliana Phelps, Chief Executive Officer.

At the time of preparation of the report the officer did not have a direct or indirect interest in any matter to which the report or advice relates.

Background:

Section 125 of the Local Government Act requires Council to prepare a Council Plan. Attached at Appendix 2 is the proposed (draft) Council Plan for 2013-2017.

Section 125(1) states that:

A Council must prepare and approve a Council Plan within the period of six months after each general election or by the next 30 June, whichever is later.

The Council Plan must include-

- (a) the strategic objectives of the Council;
- (b) strategies for achieving the objectives for at least the next 4 years;
- (c) strategic indicators for monitoring the achievement of the objectives;
- (d) a Strategic Resource Plan containing the matters specified in section 126;
- (e) any other matters which are prescribed by the regulations.

Under section 125(7) at least once in each financial year, a Council must consider whether the current Council Plan requires any adjustment in respect of the remaining period of the Council Plan. A Council may make any adjustment it considers necessary to the Council Plan. If a Council makes an adjustment to the Council Plan, the Council must within 30 days of making the adjustment advise the Minister of the details of the adjustment to the Council Plan.

The Strategic Resource Plan referred to in (d) above is a resource plan of the resources required to achieve the strategic objectives.

Under section 126 of the Act the Strategic Resource Plan must include in respect of at least the next 4 financial years—

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

A Council must—

- (a) review the Strategic Resource Plan during the preparation of the Council Plan; and
- (b) adopt the Strategic Resource Plan not later than 30 June each year.

A person has a right to make a submission under Section 223 on the proposed Council Plan.

Council must submit a copy of the Council Plan to the Minister by the 30 June 2013. If a Council fails to submit a Council Plan to the Minister within the time allowed, the Minister publishes the details of the failure in the annual report of the Department for Victorian Communities.

It is proposed that a special meeting be held in June 2013 in order to consider submissions and to formally adopt the 2013-2017 Council Plan and Strategic Resource Plan.

Impact on Council Policy:

N/A

State Government Policy Impacts:

N/A

Budget Impact:

N/A

Risk Assessment:

N/A

Community Consultation/Responses:

Five community meetings were undertaken Shirewide in the lead up to the development of the 2013-2017 Council Plan. Comments have been noted.

Discussion/Officers View:

N/A

**CR JOYCE
CR SCALES**

- 1. THAT SUBJECT TO SOME MINOR CHANGES TO THE INTRODUCTION COUNCIL GIVE 'IN-PRINCIPLE' APPROVAL TO THE PROPOSED (DRAFT) 2013-2017 COUNCIL PLAN AND STRATEGIC RESOURCE PLAN AS PRESENTED AT APPENDIX 2; AND**
- 2. THE PROPOSED 2013-2017 COUNCIL PLAN BE ADVERTISED AND SUBMISSIONS INVITED.**

CARRIED

9.3 Mayoral and Councillor Allowances Review (07/05/0007-DCCS)

Disclosure of Interests (S.80C):

This report was prepared by Mr Dave Barry, Director Community and Corporate Services.

At the time of preparation of the report the officer did not have a direct or indirect interest in any matter to which the report or advice relates.

Background/History:

In October 2012 the Hon Jeanette Powell MP, Minister for Local Government, reviewed the limits and ranges of the current Mayoral and Councillor allowances in accordance with section 73B of the Local Government Act and determined that allowances be increased by 2.5% from 27 October 2012.

At the November 2012 Council Meeting, Council adopted the following motion:

CR. JOYCE

CR. WORTMANN

1. THE 2.5% INCREASE DETERMINED BY THE MINISTER BE APPLIED TO THE CURRENT COUNCILLOR AND MAYORAL ALLOWANCES, TAKING THE ALLOWANCES TO \$17,696 AND \$53,684 RESPECTIVELY, AS REQUIRED UNDER THE LOCAL GOVERNMENT ACT 1989;
2. THE REMOTE AREA TRAVEL ALLOWANCE BE NOTED; AND
3. COUNCIL REVIEW AND DETERMINE THE LEVEL OF THE COUNCILLOR ALLOWANCE AND THE MAYORAL ALLOWANCE BY 30 JUNE 2013.

CARRIED

This further report is presented to enable Council to review and determine the level of the Mayoral and Councillor Allowance by 30 June in accordance with the previous motion and as required by Section 74(1) of the Act.

74(1) A Council must review and determine the level of the Councillor allowance and the Mayoral allowance within the period of 6 months after a general election or by the next 30 June, whichever is later.

As a 'Category 1 Council' the Councillor and Mayoral allowances can be set within the following limits and ranges:

Mayor	Councillor
Up to \$53,684	Between \$7,542 and \$17,969

Council must publish a public notice advising that a review of both allowances has been undertaken in accordance with section 74(4) of the Act and a person has a right to make a submission in respect of the review in accordance with section 223 of the Act.

71(4) A person has a right to make a submission under section 223 in respect of a review of allowances.

In addition to the determined allowance (referred to as Part A in the Councillor Resources Policy) the Mayor and Councillors are also paid an amount equal to the superannuation guarantee rate set under Commonwealth legislation (referred to as Part B the Councillor Resources Policy). The superannuation guarantee rate is currently 9% and will rise to 9.25% on 1 July 2013, 9.5% on 1 July 2014, 10% on 1 July 2015 and 10.5% on 1 July 2016.

Impact on Council Policy:

This approach is consistent with the Councillor Resources Policy and relevant legislation.

State Government Policy Impacts:

Not applicable.

Budget Impact:

If Council decides to reduce either allowance this would result in a recurrent cost reduction until varied by a subsequent Council review.

The increasing superannuation guarantee and future Ministerial variations of the limits or ranges will result in a recurrent cost increase.

Risk Assessment:

To avoid being in breach of legislation Council must undertake a review of the Mayoral and Councillor allowances in accordance with sections 74 and 223 of the Local Government Act prior to 30 June 2013.

Community Consultation/Responses:

In accordance with section 223 of the Local Government Act Council is required to give public notice of its review and any person has a right to make a submission. Any submissions received will be tabled at a Special Meeting of Council on 18 June 2013. Any person seeking to be heard or represented in relation to their submission will be heard at the meeting.

Discussion/Officers View:

This report outlines the process for setting the Mayoral and Councillor allowance within the thresholds specified.

**CR JOYCE
CR SCALES**

THAT COUNCIL:

- 1. SET THE MAYORAL AND COUNCILLOR "PART A" ALLOWANCE AT THE FOLLOWING:**

MAYOR	COUNCILLOR
\$53,684	\$17,969

- 2. GIVE PUBLIC NOTICE OF THE MAYORAL AND COUNCILLOR ALLOWANCE REVIEW AND INVITE SUBMISSIONS IN ACCORDANCE WITH SECTIONS 74(4) AND 223 OF THE LOCAL GOVERNMENT ACT 1989;**
- 3. CONSIDER ANY SUBMISSIONS RECEIVED AT A SPECIAL COUNCIL MEETING ON 18 JUNE 2013; AND**
- 4. QUARANTINE COUNCILLOR AND MAYORAL ALLOWANCES FROM RATE REVENUE.**

CARRIED

9.4 Membership of Livestock Saleyards Association Victoria [LSAV] (01/03/0014-Cr Scales)

Disclosure of Interests (S.80C):

This report was prepared by Cr Aaron Scales and Mrs Diana Snaith, Executive Assistant.

At the time of preparation of the report neither Cr Scales nor the officer had a direct or indirect interest in any matter to which the report or advice relates.

Background/History:

Council renewed its membership to the Livestock Saleyards Association of Victoria (LSAV) in December 2011 at the request of former Councillor Phillip Coysh. Following local government elections in October 2012 Cr Aaron Scales was delegated as Council's representative to this Association. On 15 February 2013 Cr Scales attended a LSAV meeting to determine the benefits of the Council remaining a member of the Association. The conference mainly focused on Occupational Health and Safety in saleyards, land transport standards involving the fitness of animals to load, the humane destruction of animals and Animal Welfare Guidelines.

Council has been a member of LSAV on and off since 2006.

Whilst interesting, Cr Scales did not find any direct benefit in Council being a member of LSAV at this current time. Any guidelines, Occupational Health and Safety, Animal Welfare Standards etc are sent directly to Saleyards by DPI, RSPCA and associated bodies. Due to the locations of meetings it is possible that the expense incurred for travel and accommodation may become quite high. Accordingly, it is the view of Cr Scales that Council not renew its membership at the completion of the 2012/2013 year.

Impact on Council Policy:

Nil.

State Government Policy Impacts:

Nil.

Budget Impact:

Levy and Membership fees paid to LSAV since 2006 total \$4,675. A brief history of payment to the Association is provided below:

2012/2013	\$797.50
2011/2012	\$797.50
2010/2011	No membership paid
2009/2010	\$1,237.50
2008/2009	No membership paid
2007/2008	\$1,237.50
2006/2007	\$605.00

Risk Assessment:

Nil.

Community Consultation/Responses:

Nil.

Discussion/Officers View:

It is the view of Cr Scales that Council not renew its membership of LSAV for the 2013/2014 year and that Council review its position in relation to membership of LSAV periodically dependant on the lease and future use of the Corryong Saleyards.

**CR SCALES
CR JOYCE**

THAT:

- 1. COUNCIL NOT RENEW ITS MEMBERSHIP TO THE LSAV FOR THE 2013/2014 YEAR AT THIS CURRENT TIME; AND**
- 2. THE POSITION IN RELATION TO MEMBERSHIP OF LSAV BE REVIEWED PERIODICALLY DEPENDING ON THE LEASE AND FUTURE USE OF THE CORRYONG SALEYARDS.**

CARRIED

9.5 Action Sheet Reports (06/05/0010-EA)

Items requiring action from the 2 April 2013 Council Meeting are attached at Appendix 3.

**CR WORTMANN
CR SCALES**

THAT THE REPORT BE NOTED.

CARRIED

9.6 Council Plan Priorities (07/05/0022-DCCS)

The monthly updates on the 2009-2013 Council Plan priorities are attached at Appendix 4 for information.

**CR JOYCE
CR WORTMANN**

THAT THE REPORT BE NOTED.

CARRIED

9.7 Performance Reporting Graphs (DCCS)

The Performance Reporting Graphs are attached at Appendix 5 for information.

CR WORTMANN
CR SCALES

THAT THE REPORT BE NOTED.

CARRIED

10 Asset management

10.1 Works Schedule (DTS)

The works scheduled for the period 16 March to 26 April 2013 is attached at Appendix 6 for information.

CR WORTMANN

CR JOYCE

THAT THE REPORT BE NOTED.

CARRIED

11 Our environment

No reports.

12 Planning for the future

12.1 Regional Growth Plan (07/01/0135-CEO)

Disclosure of Interests (S.80C):

This report was prepared by the Department of Planning and Community Development.

At the time of preparation of the report the author did not have a direct or indirect interest in any matter to which the report or advice relates.

Background/History:

The draft Hume Regional Growth Plan (RGP) is one of eight regional growth plans being developed across Victoria. Together with the Metropolitan Planning Strategy (MPS), the plans will form the basis of the State Government's *Vision for Victoria*.

The Hume RGP project is being overseen by the Hume RGP Project Steering Committee (PSC), a partnership between the 12 Councils in the Hume Region, the Department of Planning and Community Development (DPCD) and other State Departments and Agencies. All 12 Councils in the Hume Region are represented on the PSC. A project management team led by DPCD, ensures the project is delivered to agreed timelines.

The draft Hume RGP responds to directions established in the regional strategic plan for the Hume Region (the *Hume Strategy for Sustainable Communities 2010 – 2020*) which represents regional aspirations and sets an agenda for regional development and long term strategic planning. The draft Hume RGP provides an opportunity to refine and implement the directions of the *Hume Strategy for Sustainable Communities*.

The process of developing the draft Hume RGP was commenced in 2011 and included extensive stakeholder consultation and targeted community consultation. The draft Hume RGP and accompanying draft Background Paper is now considered to be ready for community consultation by the PSC.

Council has been briefed on the content of the draft Hume RGP.

Summary:

Regional growth plans are intended to translate and integrate emerging state-wide regional land use planning policy. The draft Hume RGP aims to:

- establish a framework for strategic land use and settlement planning that can sustainably accommodate growth
- identify important economic, environmental, social and cultural resources to be preserved, maintained or developed
- provide direction for accommodating growth and change including: residential, employment, industrial, commercial, agriculture and other rural activities
- show which areas of land can accommodate growth and which are to be maintained
- identify opportunities for supporting regional level infrastructure, providing an essential contribution to the long-term sustainability of the region.

The key themes considered in the draft Hume RGP include:

- Supporting the development of a more diverse regional economy while managing and enhancing key regional economic assets
- Protecting environmental and heritage assets and maximising the regional benefit from them, whilst managing exposure to natural hazards and planning for the potential impacts of climate change
- Focusing growth and development to maximise the strengths of existing settlements
- Supporting the improvement of people and freight movement and planning strategically for future infrastructure needs.

The next stage of community engagement will involve exhibition of the draft Hume RGP and draft Background Paper. DPCD will officially release these draft documents for community consultation on 3 June 2013 and the consultation period will close on 12 July 2013. During this period of time anyone (including Councils) would be able to make a submission regarding the draft Hume RGP. This feedback will be used to inform the development of the final draft Hume RGP.

The community consultation period provides an opportunity for anyone (including Councils) to consider and comment on the draft Hume RGP and to have their views considered prior to the plan's finalisation. Following close of the consultation period, submissions will be assessed and a revised draft Hume RGP will be prepared.

Councils will then be asked to consider the final Hume RGP for adoption. It is anticipated the final draft Hume RGP will be presented to Councils for consideration in September 2013.

Council is now requested to note the proposed community consultation process for the draft Hume RGP.

CR JOYCE

CR WORTMANN

THAT COUNCIL ACKNOWLEDGE THE PREPARATION OF A DRAFT HUME REGIONAL GROWTH PLAN AND NOTE THE PROCESS THAT ALLOWS FOR PUBLIC CONSULTATION PRIOR TO THE FINAL DOCUMENT BEING SUBMITTED TO COUNCIL FOR DECISION.

CARRIED

13 Our community's wellbeing

No reports.

14 Economic and tourism development

14.1 2013 Regional Victoria Living Expo (05/02/0007-CEO)

Disclosure of Interests (S.80C):

This report was prepared by Ms Tanya Hall, consultant.

At the time of preparation of the report the officer did not have a direct or indirect interest in any matter to which the report or advice relates.

Background/History:

In 2012, the Victorian State Government initiated the Regional Victoria Living Expo to showcase the benefits of regional living to metropolitan residents. The State Government funded the 48 regional and rural Councils \$20,000 in 2012 to assist with marketing collateral and to ensure Councils participate in the expo over three years (2012, 2013 and 2014).

The State Government funded Council another \$10,000 this year to assist with marketing and external resources as the feedback from 2012 was that many small Councils do not have the resources to adequately prepare and participate during the expo's three days.

Impact on Council Policy:

N/A

State Government Policy Impacts:

N/A

Budget Impact:

The funding provided by the State Government (\$10,000) assisted with engaging a consultant to coordinate, set up and be in regular attendance at the expo, updated North East maps, promotional bags and contribution towards the creation of an Upper Murray promotional DVD, Tallangatta District promotional DVD and a Towong Life DVD.

Towong Shire Council incurred minimal costs which are currently being finalised towards Councillors and staff accommodation, meals and minimal contribution towards expo attendance costs (approximately \$3,000).

Risk Assessment:

N/A

Community Consultation/Responses:

Some discussions have been held with the health services within Towong Shire since the expo and they have indicated an interest in providing information regarding employment opportunities at the 2014 Regional Victoria Living Expo.

Discussion/Officers View:

The 2013 Regional Victoria Living Expo was hailed a huge success, with a 15 per cent increase of attendees compared to 2012's inaugural event.

Official attendance figures showed that almost 9,500 people attended the event.

The Towong Shire Stand collated a database of 71 interested individuals in relocating to regional Victoria and gaining further detailed information about Towong Shire. Some very detailed discussions were held with a big focus on employment, affordable housing and life style.

Some skill sets identified for employment opportunity within Towong Shire were:

- General Practitioners;
- Land development;
- Kindergarten teachers / childcare workers;
- Electrician;
- Accountant / marketing manager;
- Town planner;
- Prospective small business owners;

- Prospective dairy farm owners (80-100 head); and
- Many administration / customer service inquiries.

The focus of the expo was to provide a snap shot of Towong's affordable housing, employment, education, health, transport and community prior to providing special individualised guidance / feedback.

Towong Shire was promoted as having affordable living, healthy lifestyle with access to many nature activities and traditional community spirit.

The Towong Shire Council promotional bags included:

- Towong Life brochure;
- Recent Saturday Border Mail (focus employment/housing) or Domain;
- North East Region map and A4 brochure;
- Town map of Corryong and Tallangatta; and
- North East Region Stress Ball.

Inquiries that were considered solid also received a North East region USB key ring.

The Towong Shire Council counter displayed:

- North East Region map to explain where Towong Shire is located along with town maps of Corryong and Tallangatta for discussion;
- Bowl of mentos lollies;
- Display of photographic book from Visitor Information Summit (to allow people to look at while waiting to speak to Towong Shire Council representative); and
- Towong Life brochure and North East stress balls on display.

At the back of the Towong Shire Council stand a first cut Towong Life DVD focused on the Towong Life brochure was playing on repeat – this listed schools, images, master plans and closeness to Albury Wodonga.

While the State Government continues to offer financial incentive for Towong Shire Council to attend and have a presence at the Regional Victoria Living Expo it would be valuable to maintain presence at expo.

The main purpose at the expo is to attract people to relocate to Towong Shire and secondary objective would be to lift the awareness of Towong Shire.

As with previous years, Council utilised the marketing funds to assist with costs of already identified tools i.e. 2012 funds were allocated towards tourism website, 2013 promotional bags purchased for both expo and Visitor Information Centre.

Recommended items to be addressed/considered as part of 2013 expo are:

1. Re-edit DVD to include town names listed across bottom and include some additional footage i.e. housing, Mitta Valley, schools, industry, etc (this was limited due to DSE burn off when footage was taken and timeframe prior to expo);
2. Create a list of all businesses for sale and employment opportunities within Towong Shire within a month prior to expo including contact details, etc on an A4 lift out to be included in bags and displayed on counter (include vacant land and commercial building listings);
3. Take samples of current developments / major projects for discussion;
4. Take copies of the Towong Directory for solid leads as it was extremely useful at this year's expo; and
5. Encourage businesses to participate (i.e. share costs and have one stand representing the Upper Murray and another Tallangatta and district – this way a few businesses could share the costs and time spent at the expo).

**CR WORTMANN
CR JOYCE**

THAT MS TANYA HALL BE CONGRATULATED ON THE WAY SHE PRESENTED AND MANAGED THE TOWONG STAND AT THE REGIONAL VICTORIA LIVING EXPO.

CARRIED

15 Councillor reports

15.1 Man from Snowy River Bush Festival – Art Show and Facilities opening (Cr Fraser)

Date	4 April 2013
Details About the Activity	I attended the Man from Snowy River Bush Festival Art Show and the presentation at the Corryong Recreation Reserve with Crs Joyce and Scales.

15.2 ACSUM (Cr Fraser)

Date	11 April 2013
Details About the Activity	Cr Joyce and I attended the Alliance of Councils and Shires in the Upper Murray meeting in Wodonga. Cr Mackie is very anxious for a strong campaign against community violence. We were disappointed in the Minister's response to our proposed deputation in relation to VLine and the appalling rail service.

15.3 Tallangatta Integrated Hub (Cr Fraser)

Date	15 April 2013
Details About the Activity	I met with senior citizens from Tallangatta to discuss their future in relation to the Community Centre. Cr Scales was also present together with the CEO and Mr Dave Barry.

15.4 Regional Victoria Mayors Lunch and Rural Living Expo (Cr Fraser)

Date	19 April 2013
Details About the Activity	<p>I attended the lunch with Mayors and CEOs from around Victoria. After lunch we heard a panel of speakers including Gary Nash, Real Estate agent from Wangaratta; the CEOs of Coles, the Geelong Football Club and Tristar Medical Services. Minister Peter Ryan was also a speaker. They each spoke briefly on their experiences. There was a great deal of emphasis on our relationship with Asian nations in the 21st Century. It seems the emphasis is on encouraging Asian migration and tourism to rural Victoria and the encouragement of selling businesses to Asian investors.</p> <p>I was surprised at the strong emphasis on Asian ownership as I understood we were to increase trade to Asia, not sell our businesses to Asia.</p> <p>The Expo in the afternoon was seriously flawed in my opinion by having a noisy stand next to our stand which made conversation difficult. This is a completely unacceptable practice in a professionally run exhibition.</p> <p>Visitors were few, although some were Asian doctors and dentists looking for work anywhere. We took their details for future follow-up.</p> <p>I feel our promotional material has too much emphasis on outdoor activities and not diverse enough to attract a wide audience.</p> <p>Tanya Hall as usual worked hard with an attractive stall and lots of enthusiasm.</p>

15.5 Meeting with Ratepayer (Cr Joyce)

Date	1 April 2013
Details About the Activity	Requested to meet with Ratepayer from Corryong re access issues to a rental property that he owns. This issue has been discussed previously with Council and staff, and at this stage, civil action advised.

15.6 Man from Snowy River Bush Festival Facilities Opening (Cr Joyce)

Date	5 April 2013
Details About the Activity	Attended the dedication of the new infrastructure for the Bush Festival. The Mayor and Cr Scales also attended, and discussions had with the member for Benambra and representatives from the DPCD about current and proposed projects of community significance

15.7 Council Retreat (Cr Joyce)

Date	9 April 2013
Details About the Activity	Attended for the first day of the councillor retreat at Walwa, to begin the process of building the four year Council Plan.

15.8 Alliance of Councils and Shires of the Upper Murray [ACSUM] (Cr Joyce)

Date	11 April 2013
Details About the Activity	Attended at the ACSUM working party meeting at Wodonga with Cr Fraser. The task assigned to me was to arrange for the letter of request from UMBI for the installation of SBS in Corryong. ACSUM will also arrange for a letter of support to assist with further lobbying for the installation of SBS services.

15.9 Upper Murray Business Incorporated [UMBI] (Cr Joyce)

Date	17 April 2013
Details About the Activity	Attended UMBI, group were still discussing the submission to the Council Plan, and congratulated Council on the excellent job of the Information Centre. Spoke about the dinner meeting to be held on 8 May to discuss the new legislation of rules for incorporated bodies.

15.10 Regional Victoria living Expo (Cr Joyce)

Date	19 – 21 April 2013
Details About the Activity	Attended the Regional Victoria Living Expo to represent Towong Shire Council. Many interested people wanting information on our region and what it has to offer with regard to employment, housing and rural living opportunities. I was amazed at how many people have either been or know about the Bush Festival and are looking to return or attend next year.

15.11 Community Meeting – Corryong (Cr Joyce)

Date	23 April 2013
Details About the Activity	Corryong community meeting with five community members attending. It was pleasing to hear the level of community approval of our efforts over the last four years, and certainly have shown enthusiasm about other projects for the community.

15.12 ANZAC Day Service – Corryong (Cr Joyce)

Date	25 April 2013
Details About the Activity	Represented Council at the Corryong ANZAC Day services. Numbers may have been down a little this year, but it was great to see so many younger members of the community participating in the services.

15.13 Community Meeting – Walwa (Cr Joyce)

Date	30 April 2013
Details About the Activity	Attended the Walwa Community meeting, I was disappointed that the level of pleasure by the community at what Council had achieved over the past four years was not evident as it has been at every other community meeting around the Shire. It was very clear that the community are not aware as to what role Council plays in the scheme of things, and we wear a lot of criticism that we have no power over, but I hope that by working with these community groups and members we may be able to change this perception.

CR WORTMANN
CR JOYCE

THAT THE COUNCILLOR REPORTS BE NOTED.

CARRIED

16 Urgent business

**CR SCALES
CR WORTMANN**

THAT THE FOLLOWING FOUR ITEMS OF URGENT BUSINESS BE ADMITTED:

**WYEEBOO RECREATION RESERVE FUNDING;
VICTORIA FLOOD GRANT 2012;
HEALTH SERVICE ALBURY/WODONGA; AND
CEO PERFORMANCE REVIEW (CONFIDENTIAL BUSINESS).**

CARRIED

16.1 Wyeeboo Recreation Reserve Multipurpose Funding (02/08/0085-Cr Fraser)

Background:

Previous plans for an upgrade to the Wyeeboo Recreation Reserve Multipurpose Facility have not come to fruition. Since that time an opportunity has arisen to assist the Reserve with an upgrade to its current facilities. Financial support for the Wyeeboo Recreation Reserve is sought.

CR JOYCE
CR

THAT COUNCIL MAKE A CONTRIBUTION UP TO \$100,000 TO DEVELOP THE WYEEBOO RECREATION RESERVE AND FACILITATE AN UPGRADE TO THE FOOTBALL CHANGEROOMS ALREADY ESTABLISHED ON THE RESERVE.

THE MOTION LAPSED FOR WANT OF A SECONDER

CR FRASER
CR

THAT COUNCIL IN RECOGNISING THE NEED TO RENOVATE THE WYEEBOO MULTIPURPOSE FACILITY MAKE A ONCE OFF CONTRIBUTION OF \$140,000 SUBJECT TO:

1. APPROVAL FROM THE RESERVE COMMITTEE FOR THE PROPOSED WORKS;
AND
2. A CASH CONTRIBUTION OF NO LESS THAN \$80,000 FROM THE LOCAL COMMUNITY.

THE MOTION LAPSED FOR WANT OF A SECONDER

**CR SCALES
CR WORTMANN**

THAT COUNCIL IN RECOGNISING THE NEED TO RENOVATE THE WYEEBOO MULTIPURPOSE FACILITY MAKE A ONCE OFF CONTRIBUTION OF \$130,000 TO THE PROJECT SUBJECT TO:

- 1. APPROVAL FROM THE RESERVE COMMITTEE FOR THE PROPOSED WORKS;
AND**
- 2. A CASH CONTRIBUTION OF NOT LESS THAN \$80,000 FROM THE LOCAL COMMUNITY.**

CARRIED

16.2 Victorian Flood Grant 2012 Funding Agreement (04/07/0041-DCCS)

Disclosure of Interests (S.80C):

This report was prepared by Ms Penelope Sell, Manager Community Services.

At the time of preparation of the report the officer did not have a direct or indirect interest in any matter to which the report or advice relates.

Background/History:

Towong Shire Council received numerous requests from the community to support a range of flood affected assets across the Shire. A potential funding stream and partnership opportunity was identified to achieve this.

Council has worked closely with the Department of Sustainability and Environment (DSE) to support the work of committees in repairing or replacing flood affected assets, infrastructure and public facilities on Crown land reserves across Towong Shire.

The Department of Sustainability and Environment has recently advised Council that funding to the value of \$234,000 is being offered to repair and replace flood affected assets. These assets include;

- Biggara Recreational Reserve (guttering)
- Magorra Park Recreational Reserve
- Stacey's Bridge Reserve (toilet upgrade)
- High Country Rail Trail (sealing of track between Tallangatta and Sandy Creek Bridge)
- Towong Recreational Reserve (upgrade function space)

The projects aim to support a strong partnership between the community, State and Local governments by improving public amenity and infrastructure to flood damaged assets.

The program supports a strong sense of collaboration and a commitment by Council to work with the State government to achieve positive community outcomes.

The Department of Sustainability and Environment require Council to accept the terms and conditions of the Victorian Flood Grant on offer and seal the binding contract.

Impact on Council Policy:

Supports community wellbeing and improved public amenity for tourism and economic growth and further supports social capacity building through the maintenance of public assets.

State Government Policy Impacts:

DSE supports collaboration between communities and local government to deliver quality public assets.

Budget Impact:

There will be no additional funding required by Council to complete the abovementioned projects.

Risk Assessment:

The purpose of the grant is to make public assets more accessible and to maintain good order by working with the committees in repairing or replacing flood affected assets.

The funds will allow safe and equitable access and the enjoyment of public assets.

Community Consultation/Responses:

Consultation was undertaken with flood affected communities to establish a list of asset flood affected requests that were duly concerned by DSE.

Discussion/Officers View:

A partnership approach towards the repair and restoration of flood affected assets, infrastructure and public facilities on Crown land is a positive outcome for tourism, economic growth and social capacity building and welfare.

**CR WORTMANN
CR SCALES**

THAT:

- 1. THE CHIEF EXECUTIVE OFFICE BE AUTHORISED TO SIGN AND SEAL THE GRANT TERMS AND CONDITIONS FROM THE DEPARTMENT OF SUSTAINABILITY AND ENVIRONMENT TO ACCEPT THE OFFER OF \$234,000 FOR THE 2012 VICTORIAN FLOOD GRANT; AND**
- 2. THE MANAGER COMMUNITY SERVICES BE CONGRATULATED ON SECURING ACHIEVING THE FUNDING.**

CARRIED

16.3 Albury/Wodonga Health Service (07/01/0139-Cr Fraser)

Background:

The Albury Wodonga Health Community Advisory Committee (AWHCAC) conducted the 'Save our Health Service' Rally on 13 April 2013 to address the perceived inadequacies in current health funding. Petitions were circulated at that time. The AWHCAC plans to consolidate their petition and organise a deputation to the various State and Commonwealth Health Ministers.

Communities in Towong Shire are dependent on the service provided by Albury Wodonga Health and see the need for more funding.

CR FRASER

CR JOYCE

THAT COUNCIL WRITE A LETTER OF SUPPORT TO THE RELEVANT MINISTERS SUPPORTING THE PETITION IN RELATION TO FUNDING OF THE ALBURY WODONGA HEALTH SERVICE AS THAT COMMUNITY FACILITY HAS A GREAT BEARING ON THE WELLBEING OF TOWONG SHIRE RESIDENTS.

CARRIED

17 Committee minutes

17.1 Hume Region Local Government Network (07/01/0006)

Minutes of the meeting held on 7 March 2013 are attached at Appendix 7 for information.

CR WORTMANN

CR JOYCE

THAT THE HUME REGION LOCAL GOVERNMENT NETWORK MINUTES BE NOTED.

CARRIED

17.2 Tallangatta Community Centre Advisory Committee (02/11/0001-EA)

Minutes of the meeting held on 20 March 2013 are attached at Appendix 8 for information.

CR JOYCE

CR WORTMANN

THAT THE TALLANGATTA COMMUNITY CENTRE ADVISORY COMMITTEE MINUTES BE NOTED.

CARRIED

17.3 Municipal Fire Management Planning Committee (03/02/0004-Cr Wortmann)

Minutes of the meeting held on 16 April 2013 are attached at Appendix 9 for information.

**CR WORTMANN
CR JOYCE**

THAT:

- 1. THE MUNICIPAL FIRE MANAGEMENT PLANNING COMMITTEE MINUTES BE NOTED; AND**
- 2. COUNCIL INCREASE FUNDING FOR THE FIRE ACCESS ROADS SUBSIDY SCHEME (FARSS).**

CARRIED

17.4 Roadsafe North East (07/05/0007-Cr Scales)

Minutes of the meeting held on 18 April 2013 are attached at Appendix 10 for information.

**CR SCALES
CR WORTMANN**

THAT THE ROADS SAFE NORTH EAST MINUTES BE NOTED.

CARRIED

18 Occupational health and safety

18.1 OHS Committee (06/04/0212-DCCS)

Minutes of the meeting held on 11 April 2013 are attached at Appendix 11 for information.

CR SCALES

CR WORTMANN

THAT THE OCCUPATIONAL HEALTH AND SAFETY COMMITTEE MINUTES BE NOTED.

CARRIED

19 Council policies (10/01/0007)

The following policies were tabled for review on 5 March 2013. There are attached at Appendix 12 for adoption. Policies are submitted with incorporated changes highlighted in red.

- Asset Management (MA) *This policy was held over for review in 2012 pending Local Government elections.*
- Councillor Correspondence (EA)
- Councillor Resources (CEO)
- Employee Recognition (EA)
- Procurement (MCS)
- Stock Grid (DTS)

**CR WORTMANN
CR CSCALES**

THAT:

1. THE FOLLOWING POLICIES AS AMENDED BE ADOPTED:

- **ASSET MANAGEMENT;**
- **COUNCILLOR CORRESPONDENCE;**
- **EMPLOYEE RECOGNITION; AND**
- **PROCUREMENT .**

2. THE COUNCILLOR RESOURCES POLICY AND THE STOCK GRID POLICY BE DEFERRED TO A FUTURE MEETING PENDING FURTHER INFORMATION.

CARRIED

The following policies are attached at Appendix 13 for review. Councillors are requested to provide feedback on these policies to the Responsible Officer by 4 June 2013.

Flexi Time

Human Rights

Kinder Cluster – Staffing

Kinder Cluster – Determining responsible person

Kinder Cluster – Code of conduct

Kinder Cluster – Participation of volunteers and students

20 Sealing of documents

20.1 Section 173 Agreement – Coral Kim Millar and Maxwell John O’Reilly And Towong Shire Council (P251450-MP)

Planning Permit 2012/003 provided consent for a two lot subdivision of Lot 2 TP134125, Parish of Bolga (379 Omeo Highway, Tallangatta). Condition 4 of the Planning Permit requires a Section 173 Agreement to be registered on the Titles of proposed lots. The Agreement is a requirement of Clause 35-08.3 of the Towong Planning Scheme which states that when excising a dwelling an agreement under Section 173 of the Act must be entered into with the owner of each lot created which ensures that the land may not be further subdivided or dwellings excised so as to increase the number of lots.

The Agreement has now been drafted in accordance with the Planning Permit and needs to be signed and sealed.

**CR WORTMANN
CR JOYCE**

THAT THE CHIEF EXECUTIVE OFFICER BE AUTHORISED TO SIGN AND SEAL THE SECTION 173 AGREEMENT RELATING TO LAND KNOWN AS LOT 2 TP134125, PARISH OF BOLGA (PROPOSED LOT 1 AND 2 PS706713B) THAT HAS BEEN DRAFTED IN ACCORDANCE WITH THE REQUIREMENTS OF PLANNING PERMIT 2012/003.

CARRIED

21 Confidential

In accordance with S77(2) information is 'confidential information' if:

(a) the information was provided to the Council or a special committee in relation to a matter considered by the Council or special committee at a meeting closed to members of the public and the Council or special committee has not passed a resolution that the information is not confidential; or

(b) the information has been designated as confidential information by a resolution of the Council or a special committee which specifies the relevant ground or grounds applying under section 89(2) and the Council or special committee has not passed a resolution that the information is not confidential; or

(c) subject to sub-section (3), the information has been designated in writing as confidential information by the Chief Executive Officer specifying the relevant ground or grounds applying under section 89(2) and the Council has not passed a resolution that the information is not confidential.

In accordance with Section 89(2) and 89(3) of the Local Government Act 1989,

(2) A Council or special committee may resolve that the meeting be closed to members of the public if the meeting is discussing any of the following—

- (a) personnel matters;
- (b) the personal hardship of any resident or ratepayer;
- (c) industrial matters;
- (d) contractual matters;
- (e) proposed developments;
- (f) legal advice;
- (g) matters affecting the security of Council property;
- (h) any other matter which the Council or special committee considers would prejudice the Council or any person;
- (i) a resolution to close the meeting to members of the public.

(3) If a Council or special committee resolves to close a meeting to members of the public the reason must be recorded in the minutes of the meeting

**CR JOYCE
CR WORTMANN**

THAT THE MEETING BE CLOSED TO THE PUBLIC TO CONSIDER INFORMATION CONSIDERED UNDER SECTION 89(2)(a) AND (h) OF THE LOCAL GOVERNMENT ACT TO BE CONFIDENTIAL THE TIME BEING 12 NOON.

CARRIED

**CR JOYCE
CR WORTMANN**

THAT THE MEETING BE REOPENED TO THE PUBLIC THE TIME BEING 1.40 PM.

CARRIED

21.1 Consideration of Tender – Replacement of 1998 model Caterpillar 428C Backhoe Contract No. 1309/0905 (DTS)

**CR JOYCE
CR WORTMANN**

THAT THE TENDER RECEIVED FOR THE CATERPILLAR 432F FROM WILLIAM ADAMS (\$165,000.00 EX GST) BE ACCEPTED.

CARRIED

21.2 CEO Performance Review (Mayor)

**CR JOYCE
CR SCALES**

THAT:

- 1. THE PERFORMANCE APPRAISAL FOR THE CHIEF EXECUTIVE OFFICER BE ADOPTED BY COUNCIL;**
- 2. COUNCIL APPROVE MS PHELPS REMUNERATION AS DISCUSSED; AND**
- 3. COUNCIL CONGRATULATE MS PHELPS ON A GREAT YEAR'S WORK.**

CARRIED

There being no further business the meeting closed at 2.40 pm

Cr Mary Fraser OAM 4 June 2013