

Minutes

**Council Meeting
Wednesday 27 March 2024 at 7pm
Gisborne Administration Centre
40 Robertson Street, Gisborne**

DRAFT

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1 ACKNOWLEDGEMENT OF COUNTRY

Macedon Ranges Shire Council acknowledges the Dja Dja Wurrung, Taungurung and Wurundjeri Woi Wurrung Peoples as the Traditional Owners and Custodians of this land and waterways. Council recognises their living cultures and ongoing connection to Country and pays respect to their Elders past, present and emerging.

Council also acknowledges local Aboriginal and/or Torres Strait Islander residents of Macedon Ranges for their ongoing contribution to the diverse culture of our community.

2 RECORDING OF LIVE STREAMING OF THIS COUNCIL MEETING

This meeting was recorded and streamed live on the internet in accordance with Council's 'Live Streaming and Publishing Recordings of Meetings Policy, which can be viewed on Council's website.

3 PRESENT

Cr Annette Death (Mayor), Cr Jennifer Anderson, Cr Dominic Bonanno, Cr Rob Guthrie, Cr Geoff Neil, Cr Mark Ridgeway, Cr Christine Walker, Cr Bill West

IN ATTENDANCE

Bernie O'Sullivan (Chief Executive Officer), Adele Drago-Stevens (Director Corporate), Rebecca Stockfeld (Director Planning and Environment), Shane Walden (Director Assets and Operations), Maria Weiss (Director Community), Lucy Olson (Senior Governance Officer - Council Business)

4 APOLOGIES

Cr Janet Pearce

5 CONFLICTS OF INTEREST

NIL

6 PETITIONS

Nil

7 DEPUTATIONS AND PRESENTATIONS TO COUNCIL

7.1 PUBLIC QUESTIONS - DEAN HURLSTON

Question 1:

What amount of waste enforcement costs in the current financial year 2023/24 has the Council included in its waste levies charged to residents? (if any)

Question 2:

What amount of revenue has council included in the current financial year 2023/24 from waste enforcement actions?

Answers:

We thank Mr Hurlston for his two questions received for this meeting of Council. Officers have sought clarification on the questions regarding the intended meaning of 'waste enforcement' as this varies in scope, to enable enough time to gather the information required and answer satisfactorily. Officers will respond in writing to Mr Hurlston following this meeting once clarification has been provided.

8 ADOPTION OF MINUTES

Resolution 2024/19

Moved: Cr Mark Ridgeway

Seconded: Cr Geoff Neil

That Council confirms the minutes of the Scheduled Council Meeting of Macedon Ranges Shire Council held on 28 February 2024, as circulated with the notice of motion numbers updated as per the table below:

Old Notice of Motion Number	New Notice of Motion Number
No. 1/2023-24	No. 61/2023-24
No. 2/2023-24	No. 62/2023-24

CARRIED

9 MAYOR'S REPORT

9.1 MAYOR'S REPORT - FEBRUARY - MARCH 2024

Resolution 2024/20

Moved: Cr Jennifer Anderson

Seconded: Cr Rob Guthrie

That Council receives and notes the Mayor's report.

CARRIED

10 RECORD OF MEETINGS OF COUNCILLORS AND COUNCIL STAFF

10.1	RECORD OF MEETINGS OF COUNCILLORS AND COUNCIL STAFF - FEBRUARY - MARCH 2024
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Summary

Rule 66(a) of Council's Governance Rules requires a written record of matters discussed at specified meetings of Councillors and Council staff to be reported to the next practicable scheduled Council Meeting and recorded in the minutes of that meeting. This report provides a summary of meetings of Councillors and Council staff held since the last Council Meeting.

Resolution 2024/21

Moved: Cr Bill West
Seconded: Cr Mark Ridgeway

That Council receives and notes the record of meetings of Councillors and Council staff, as outlined in this report.

CARRIED

11 DIRECTOR PLANNING AND ENVIRONMENT REPORTS**PE.1 PLN/2023/126 - 22 CALTHORPE STREET, GISBORNE VIC 3437****Summary**

The proposal seeks a permit for the use and development of a 152 place childcare centre. The childcare centre would be located on a large, corner allotment in an established residential area approximately 400 metres south-east of the centre of Gisborne. The site abuts two local streets with nearby connection to arterial roads including Melbourne Road to the north and Aitken Street to the west.

The site has sloped topography and borders the Bunjil Creek at its western interface. It is otherwise fairly unencumbered with no significant vegetation.

The childcare centre would occupy the northern half of the site, incorporating substantial setbacks from existing dwellings to the south and west (opposite side of Bunjil Creek). The proposal adopts a part single / part two storey form with wrap around play areas and an undercroft carpark. The design, scale and materials offer a reasonable response to the topography of the land and character of the area, and setbacks are sufficient to accommodate substantial landscaping, particularly to the west.

Numerical car parking requirements are met whilst permit conditions would address traffic movements to avoid detrimental overflow parking to nearby streets.

Bicycle parking is provided and modest business identification signage is considered appropriate.

Resolution 2024/22

Moved: Cr Rob Guthrie
Seconded: Cr Christine Walker

That Council support the Planning Permit Application PLN/2023/126 and a Notice to Grant a Permit be issued for the Use and Development of a Childcare Centre on Lots 1, 2, 3 on Title Plan 230552M and Lot 1 on Title Plan 447921W P/Gisborne, 22 Calthorpe Street, GISBORNE VIC 3437 subject to the conditions outlined in Attachment 1.

CARRIED

12 CHIEF EXECUTIVE OFFICER REPORTS

Nil

13 DIRECTOR CORPORATE REPORTS**COR.1 CONTRACTS TO BE AWARDED AS AT MARCH 2024****Summary**

This report provides details of contracts proposed to be awarded under a delegation from Council, from the date of the last report. Although this report recommends noting the power delegated to Council officers, Council has the power to:

- a) direct that the Chief Executive Officer (CEO) award the contract under the direct delegation from Council; or
- b) specifically delegate the power to the CEO.

Resolution 2024/23

Moved: Cr Jennifer Anderson

Seconded: Cr Mark Ridgeway

That Council

1. **Notes that the following contracts will be awarded by Council officers under delegated authority:**
 - (a) **C2024-60 Integrated Water Management Plan**
 - (b) **C2024-50 Collection and Processing of Soft Plastics**
2. **Grants delegated authority to the Chief Executive Officer to award the following contract:**
 - (a) **C2024-65 Microsoft Enterprise Agreement – April 2024 to March 2027**

CARRIED**COR.2 DRAFT BORROWING POLICY****Summary**

This report presents a recommendation to Council for the adoption of a new Borrowing Policy, effective from 28 March 2024, to address a significant gap in financial governance and to ensure Council's borrowings are aligned with the *Local Government Act 2020 (Vic)*, Australian Accounting Standards and adhered with other legislative compliance as required.

Resolution 2024/24

Moved: Cr Jennifer Anderson

Seconded: Cr Mark Ridgeway

That Council adopts the draft Borrowing Policy as attached to this report, effective from 28 March 2024.

CARRIED

COR.3 DRAFT LEASE AND LICENCE POLICY**Summary**

The purpose of this report to provide information on a proposed updated Lease and Licence Policy. It is recommended that Council proceed to a Community Engagement and Consultation process prior to formally adopting this Policy at a future Council meeting.

Resolution 2024/25

Moved: Cr Rob Guthrie

Seconded: Cr Geoff Neil

That Council endorses the release of the draft Lease and Licence Policy to be made available for public comment for a period of 28 days.

CARRIED

14 DIRECTOR COMMUNITY REPORTS**COM.1 NEIGHBOURHOOD HOUSE POLICY****Summary**

Council's Neighbourhood House Policy was developed in 2011 (and was most recently updated in 2018) to establish a shared understanding of how Council and Neighbourhood Houses in the Macedon Ranges would work together, and what each party would bring to the partnership. A review has recently been undertaken, and the updated policy is presented for recommended adoption.

Resolution 2024/26

Moved: Cr Geoff Neil

Seconded: Cr Rob Guthrie

That Council adopts the Neighbourhood House Policy, revoking all previous versions, effective from 28 March 2024.

CARRIED

15 DIRECTOR ASSETS AND OPERATIONS REPORTS**AO.1 CAPITAL WORKS MONITORING****Summary**

This report provides transparency on cost escalations on infrastructure projects and seeks further funding, cancellation, or the scope reduction of the projects to manage the projects within the allocated annual capital works program budget.

Resolution 2024/27

Moved: Cr Rob Guthrie
Seconded: Cr Mark Ridgeway

That Council:

1. **Adopts the following changes to the Financial Year 2023/24 budget relating to the following infrastructure projects:**
 - (a) **Project 100568 – Drainage Magnet Lane New Gisborne: Return \$10,000.00 to the consolidated capital works program budget;**
 - (b) **Project 100660 – Riddells Creek Kinder Playground & Shade: Cancel project;**
 - (c) **Project 100665 – Swinburne Kinder Landscape & Multiplay: Cancel project;**
 - (d) **Project 100848 – New Vehicle for Waste Management: Return \$14,180.00 to the consolidated capital works program budget;**
 - (e) **Project 100852 – Renewal - Kyneton Bluestone Kerb 2024: Increase budget by \$35,000.00;**
 - (f) **Project 100643 – Tony Clarke Reserve – Female Friendly Change Rooms (Design): Increase budget by \$30,000.00;**
 - (g) **Project 100936 – Drainage – High Street Service Road, Woodend: Increase budget by \$13,305.00; and**
2. **Notes that recommendation 1 (above) results in a deficit of \$225,688.00 to the financial year 2023/24 consolidated capital works program budget.**

CARRIED

AO.2 DRAFT KYNETON MOVEMENT NETWORK STUDY**Summary**

This report highlights the key findings from the penultimate study report for the Kyneton Movement and Network Study (KMNS), which provides a list of recommendations based on the traffic analysis and references to other Council plans and strategies.

Officers are planning for a broader community consultation for six weeks in April 2024.

In addition, officers propose a new resolution to supersede the 24 November 2021 Scheduled Council meeting resolution, recognising the KMNS is a Council Plan action and that officers want to meet the published completion date.

Resolution 2024/28

Moved: Cr Mark Ridgeway

Seconded: Cr Christine Walker

That Council:

- 1. Endorses the release of the draft Kyneton Movement Network Study for a 6-week consultation beginning in April 2024; and**
- 2. Endorses the progression of the Kyneton Movement Network Study as a separate process from the Kyneton Urban Design Framework.**

CARRIED

AO.3 MANAGEMENT OF UNSEALED ROADS WITHIN TOWNSHIP BOUNDARIES - HOLDING REPORT**Summary**

This holding report responds to the Council resolution requesting officers to provide an options analysis and recommendations for managing unsealed roads within township boundaries. The report outlines the actions and research conducted thus far and explains the need for additional time to finalise the recommendations.

Resolution 2024/29

Moved: Cr Rob Guthrie

Seconded: Cr Mark Ridgeway

That Council endorses an extension of time for the presentation of the final *Management of Unsealed Roads within Township Boundaries Report* to a Council Meeting prior to 30 September 2024

CARRIED

16 NOTICES OF MOTION AND RESCISSION**NO. 63/2023-24: NOTICE OF MOTION - WILDLIFE TRAUMA AND FATALITIES METRICS****Resolution 2024/30**

Moved: Cr Jennifer Anderson

Seconded: Cr Bill West

That Council:

1. **Submits the following motion to the National General Assembly (NGA) to be held in Canberra in July 2024:**

“This National General Assembly calls on the Australian Government to include wildlife trauma and fatalities metrics in Federal road safety funding models.”

2. **Writes to the following Ministers highlighting the wildlife road trauma and fatalities on our roads, seeking that road safety funding models incorporate these effects on wildlife metrics when prioritising funding and notifying them of our motion in point 1.**

- the Federal Transport Minister, the Hon. Catherine King MP,
- the Federal Minister for Environment and Water, the Hon. Tanya Plibersek MP,
- the Victorian Minister for Roads and Road Safety, the Hon. Melissa Horne MP,
- the Victorian Minister for the Environment, the Hon. Steve Dimopoulos MP,
- the Member for McEwan, the Hon. Rob Mitchell MP,
- the Member for Bendigo, the Hon. Lisa Chesters MP,
- the Member for Macedon, the Hon. Mary-Anne Thomas MP,
- the Member of the Legislative Council for Northern Victoria, Georgie Purcell MP (Animal Justice Party).

3. **Provides a copy of our motion to the NGA to the following:**

- Municipal Association of Victoria (MAV),
- Rural Councils Victoria (RCV), and
- Department of Transport and Planning Regional Director Loddon Mallee/Hume, Mr Anthony Judd.

CARRIED

17 URGENT BUSINESS

NIL

18 CONFIDENTIAL REPORTS

Nil

The meeting closed at 8:05pm.

The minutes of this meeting will be confirmed at the Council Meeting held on 24 April 2024.

DRAFT