

Agenda

Special Council Meeting for Hearing
Submissions

Tuesday, 1 June 2021

To be held via video conference
(Zoom)

Commencing at 6:00pm

Council:

Cr Libby Stapleton (Mayor)
Cr Gary Allen
Cr Paul Barker
Cr Mike Bodsworth
Cr Kate Gazzard
Cr Rose Hodge
Cr Liz Pattison
Cr Adrian Schonfelder
Cr Heather Wellington

AGENDA FOR THE SPECIAL COUNCIL MEETING FOR HEARING SUBMISSIONS OF SURF COAST
SHIRE COUNCIL
TO BE HELD VIA VIDEO CONFERENCE (ZOOM)

PRESENT:

APOLOGIES:

CONFLICTS OF INTEREST:

Note to Councillors and Officers

Declaration of Interest

In accordance with Section 130 of the Local Government Act 2020 (the Act), there is an obligation to declare a conflict of interest in certain situations including matters being considered by Council.

A conflict of interest can be a general conflict of interest under section 127 of the Act, or a material conflict of interest under section 128 of the Act.

A Councillor, a non-Councillor member of a delegated committee or member of Council staff has a general conflict of interest in a matter if an impartial, fair-minded person would consider that the person's private interests could result in that person acting in a manner contrary to their public duty.

A Councillor, a non-Councillor member of a delegated committee or member of Council staff has a material conflict of interest in respect of a matter if they or another affected person (as defined in section 128(3)) would gain a benefit or suffer a loss depending on the outcome of the matter.

Please note that some general exemptions apply and are set out in section 129 of the Act.

Disclosure of Interest

A Councillor must make full disclosure of a conflict of interest by either advising Council at the meeting immediately before the matter is considered at the meeting, or advising the Chief Executive Officer in writing prior to the meeting. While the matter is being considered or any vote taken, the Councillor with the conflict of interest must leave the room and notify the Chairperson that they are doing so. This notification must include the nature of the conflict and whether the interest is a general or material conflict of interest.

A Council officer must disclose the conflict of interest when providing information and before the information is considered.

Councillors and Council staff will also be required to complete a conflict of interest declaration form.

BUSINESS:

| | | |
|-----|---|-----------|
| 1.1 | <i>Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan</i> | <i>4</i> |
| 1.2 | <i>Submissions to the Draft Road Management Plan 2021-25</i> | <i>17</i> |

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

Author's Title: Acting Manager Finance

General Manager: John Bertoldi

Department: Finance

File No: F18/1511-3

Division: Governance & Infrastructure

Trim No: IC21/833

Appendix:

1. Attachment 1 - Order of Speakers Hearing of Submissions to Draft Budget Report 2021-22 and Revenue and Rating Plan (D21/96689)
2. Attachment 2 - Speaking at Hearing of Submissions to the Draft Budget Report 2021-22 (D21/96784)
3. Attachment 3 - Not Speaking at Hearing of Submissions to the Draft Budget Report 2021-22 (D21/96785)
4. Attachment 4 - Not Speaking at Hearing of Submissions to the Draft Revenue and Rating Plan (D21/96786)
5. Attachment 5 - Organisation Submission to the 2021-2022 Budget Report and the Revenue and Rating Plan (D21/97186)

Officer Conflict of Interest:

In accordance with Local Government Act 2020 – Section 130:

Yes

No

Status:

Defined as confidential information in accordance with Local Government Act 2020, Section 3(1):

Yes

No

Reason: Nil

Reason: Nil

Purpose

The purpose of this report is to present submissions received during the public exhibition of the Draft Budget Report 2021-22 & the Revenue and Rating Plan to the Special Council Meeting for Hearing Submission Committee and allow submitters to present their submissions where they have requested.

Summary

At its meeting held on 27 April 2021, Council resolved to publicly exhibit the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan and publish a public notice inviting submissions in accordance with Council's Community Engagement Policy.

Summary of Submissions

In summary:

- The Draft Budget Report 2021-22 & Draft Revenue and Rating Plan was exhibited to the public between 28 April and 26 May 2021.
- 25 public submissions were received for the Draft Budget Report 2021-22 and 14 submitters have requested to present their submissions. The organisation has also prepared a submission to present matters that have arisen during the public exhibition period.
- 1 public submission was received for the Draft Revenue & Rating Plan, with no submitters requesting to present their submissions. The organisation has also prepared a submission to present matters that have arisen during the public exhibition period.

Council is required to prepare and adopt a Budget for each financial year by 30 June each year pursuant to Section 94(1a) and Section 96 of the *Local Government Act 2020*. The budget must be prepared in accordance with the financial management principles pursuant to Section 96 of the *Local Government Act 2020*. The Draft Budget Report 2021-22 has been developed in accordance with these section.

Council is required to prepare and adopt a Revenue and Rating Plan by the next 30 June after a general election pursuant to Section 93 of the *Local Government Act 2020*.

Prior to final adoption of the Budget and the Revenue and Rating Plan, Council is required to receive and consider public submissions.

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

The issues raised in the submissions will inform the finalisation of the Budget 2021-22 and the Revenue and Rating Plan to be presented to Council at the 24 June 2021 Council meeting.

Recommendation

That Council receives and notes the submissions relating to the Draft Budget Report 2021-22 and Draft Revenue and Rating Plan.

Report

Submitters who wish to present their submissions are listed in speaking order as per Attachment 1.

The Draft Budget Report 2021-22 submissions from 14 people and organisations who are listed to present at this committee meeting are included as Attachment 2.

The Draft Budget Report 2021-22 submissions from 11 people and organisations who did not request to present to the committee are included as Attachment 3.

The Draft Revenue and Rating Plan submission from the person who did not request to present to the committee are included as Attachment 4.

Copies of all public submissions have been provided to the Councillors in full. A summary of these have been included below. Many submissions asked for funding support but did not nominate an amount required. Of those that did nominate funding amounts, the total requested is \$3,087,663.

Officers have written to all submitters thanking them for making a submission to the Draft Budget Report 2021-22 and Draft Revenue and Rating Plan and advising them of the Special Council Meeting Hearing of Submissions.

Matters identified by officers or arising during the public exhibition have been included in an organisation submission to the Draft Budget Report 2021-22 and Draft Revenue and Rating Plan and is included as Attachment 5.

In addition to the proposed changes in Attachment 5, the following items are changes to be made before consideration by Council for adoption at the 24 June 2021 Council meeting:

- Update statutory fees in line with State Government Announcements.
- Other minor improvements or corrections to formatting or presentation.

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

APPENDIX 1 ATTACHMENT 1 - ORDER OF SPEAKERS HEARING OF SUBMISSIONS TO DRAFT BUDGET REPORT 2021-22 AND REVENUE AND RATING PLAN



**Hearing of Submissions
Tuesday 1 June 2021 – 6:00pm
Via Video Conference (Zoom)**

Draft Budget Report 2021-22 & Draft Revenue and Rating Plan Submissions

ORDER OF SPEAKERS

| Draft Budget Report 2021-22 | |
|-----------------------------|---|
| Order of Speakers | Name |
| 1 | Naida Hutton & Michelle Stocks (Submission ID 19) <i>Arboretum Trail (Sub Committee of Growing Winchelsea)</i> |
| 2 | Jo Murray (Submission ID 3) <i>Library of Things ('LoT') Working Group</i> |
| 3 | Peter Simson and Graeme Wilke (Submission ID 5) |
| 4 | Janice Carpenter (Submission ID 9) |
| 5 | Fay Valcanis and Ron Talbot (Submission ID 11) <i>Surf Coast Arts Space</i> |
| 6 | Andrew Crowley (Submission ID 12) <i>Torquay Hockey Club</i> |
| 7 | Marty Maher (Submission ID 15) <i>Aireys Inlet Open Mic Festival</i> |
| 8 | Richard Di Natale (Submission ID 16) <i>Deans Marsh Community Cottage</i> |
| 9 | Madeleine McCarney (Submission ID 23) <i>Chairperson Deans Marsh Community Hall and Memorial Reserve Community Asset Committee</i> |
| 10 | Jacquelle Gorski (Submission ID 21) <i>Bellbrae Primary School Council Vice President</i> |
| 11 | Shauna Burford (Submission ID 22) |
| 12 | John De Witt (Submission ID 20) |
| 13 | John De Witt (Submission ID 25) |
| 14 | Charlotte Allen (Submission ID 2) <i>Aireys Inlet & District Association</i> |

| Draft Revenue & Rating Plan | |
|-----------------------------|------|
| Order of Speakers | Name |
| 1 | Nil |

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

APPENDIX 2 ATTACHMENT 2 - SPEAKING AT HEARING OF SUBMISSIONS TO THE DRAFT BUDGET REPORT 2021-22



Hearing of Submissions
Tuesday 1 June 2021 – 6:00pm
Via Video Conference (Zoom)

| Draft Budget Report 2021-22 | | | | |
|---|--|--------------|--|-----------------------------------|
| Submission ID Number | Submitter | Township | Summary of Submission | Requested Funds per Submission \$ |
| Speaking at Hearing of Submissions | | | | |
| 19 | Arboretum Trail (Sub Committee of Growing Winchelsea) | Winchelsea | CPP59 - Winchelsea Arboretum and Tree Trail Proposal | Unspecified |
| 3 | Library of Things ('LoT') Working Group | Fairhaven | Sharing Economy - Library of Things ('LoT') - Surf Coast Shire to Undertake and Fund a \$30k Feasibility Study | 30,000 |
| 5 | Individual | Lorne | Upgrade - Sealing of Allenvale Road Lorne (with \$50k Land Owner Contribution) | 102,000 |
| 9 | Individual | Aireys Inlet | Fraser Walk Project - Extension of walkway between Albert Avenue and Fraser Drive, Aireys Inlet | 19,463 |
| 11 | Surf Coast Arts Space | Aireys Inlet | Surf Coast Arts Space (SCAS) - Exhibition Coordinator Funding, Multi Arts Centre | 11,700 |
| 12 | Torquay Hockey Club | Torquay | Planning and funding for Multipurpose Synthetic Facility in Torquay | 2,600,000 |
| 15 | Aireys Inlet Open Mic Festival | Aireys Inlet | Aireys Inlet Open Mic Festival - Contribution | Unspecified |
| 16 | Deans Marsh Community Cottage (Pathways Working Group) | Deans Marsh | Concept Design - Deans Marsh Community Priority Pathways #2 Proposal (CPP62) | 20,000 |
| 23 | Deans Marsh Community Hall and Memorial Reserve Community Asset Committee, Deans Marsh Community Cottage | Deans Marsh | CPP60 - Deans Marsh Multipurpose Space/Community Hall Project | Unspecified |
| 21 | Bellbrae Primary School Council | Bellbrae | Road Safety and Parking Improvements to School Road | 250,000 |
| 22 | Individual | Jan Juc | Interim Traffic Calming Solutions for Bellbrae Students Riding to School | 10,000 |
| 20 | Individual | Torquay | Traffic Around Pirate Park Torquay | Unspecified |
| 25 | Individual | Torquay | Pavement Condition Index (PCI) Study | Unspecified |
| 2 | Aireys Inlet & District Association | Aireys Inlet | Heritage Assessment - Aireys Inlet Lighthouse Region | 40,000 |

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

**APPENDIX 3 ATTACHMENT 3 - NOT SPEAKING AT HEARING OF SUBMISSIONS TO THE DRAFT
BUDGET REPORT 2021-22**



Hearing of Submissions
Tuesday 1 June 2021 – 6:00pm
Via Video Conference (Zoom)

| Draft Budget Report 2021-22 | | | | |
|---|-------------------------------------|--------------|--|-----------------------------------|
| Submission ID Number | Submitter | Township | Summary of Submission | Requested Funds per Submission \$ |
| Not Speaking at Hearing of Submissions | | | | |
| 1 | Aireys Inlet & District Association | Aireys Inlet | Drainage Improvements - Aireys Inlet Top Shops | Unspecified |
| 4 | Individual | Winchelsea | Financial Sustainability Impacts of Aquatic Centre | Unspecified |
| 6 | Individual | Lorne | Staffing Costs and Infrastructure Maintenance (Footpaths and Safety) Expenditure | Unspecified |
| 7 | Individual | Anglesea | Appreciation of Anglesea Art Space Support | Unspecified |
| 8 | Individual | Winchelsea | Shire Pathways Strategy - Footpath - Glenmore St to Dwyer St | Unspecified |
| 10 | Individual | Torquay | Family Day Care Administration Levy | Unspecified |
| 13 | All Abilities Advisory Committee | Gherang | All Abilities Advisory Committee - Various Items | Unspecified |
| 14 | Individual | Torquay | Traffic Around Pirate Park Torquay | Unspecified |
| 17 | Moriac Community Network | Gnarwarre | Moriac Community Network - Various Items | Unspecified |
| 18 | Growing Winchelsea Inc. | Wurdiboluc | Transfer of Land - Independent Living Units | Unspecified |
| 24 | Individual | Torquay | Traffic Around Pirate Park Torquay | Unspecified |

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

**APPENDIX 4 ATTACHMENT 4 - NOT SPEAKING AT HEARING OF SUBMISSIONS TO THE DRAFT
REVENUE AND RATING PLAN**



Hearing of Submissions
Tuesday 1 June 2021 – 6:00pm
Via Video Conference (Zoom)

| Draft Revenue and Rating Plan | | | |
|---|------------|--------------|--|
| Submission ID Number | Submitter | Township | Summary of Submission |
| Not Speaking at Hearing of Submissions | | | |
| 1 | Individual | Aireys Inlet | Proposing an alternative rating differentials and service charges depending on property use (i.e. permanent resident, holiday home, rental etc.) |

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

APPENDIX 5 ATTACHMENT 5 - ORGANISATION SUBMISSION TO THE 2021-2022 BUDGET REPORT AND THE REVENUE AND RATING PLAN

| No. | Organisation Submission to the 2021-22 Draft Budget | Surplus Movement fav/(unfav) | Finance Notes |
|-----------------------------|--|------------------------------|---|
| Projects | | | |
| 1 | Workforce plan development (LG Act 2020) | (\$12,725) | Project Management and contingency for consultant work. |
| 2 | Social infrastructure planning and delivery | (\$49,000) | Additional project resourcing for 6 months in Social Infrastructure Planning team to support peak workload including LRCIF |
| 3 | Key Worker Accommodation Crisis | (\$60,000) | This allowance is included in response to Council's resolution to declare a short-term key-worker accommodation crisis on 25 May 2021. While the actions are yet to be determined, additional resources will be required. (allowance based on 6 months of a role) |
| 4 | Strategic Focus Officer Allowance | (\$60,000) | This allowance is included in recognition that the budget is developed in advance of Council finalising its Integrated Strategic Plans. Some objectives are expected to be able to be supported within current resources, however it is anticipated that some additional resource will e needed (allowance based on 6 months of a role) |
| 5 | Anglesea Art Space - move to a multi year project (3 years) | \$5,200 | Securing a three year lease reduces weekly lease cost and the need to negotiate a lease agreement on an annual basis. |
| 6 | Increase Towards Environmental Leadership Annual Allocation to Fund Carbon Neutrality Project (Organisation Non-Waste Emissions) | (\$30,000) | Provides ongoing funding for the organisation's non waste emissions for the Carbon Neutrality Project. |
| 7 | Reduce funding of Carbon Neutrality Project from discretionary operating allocation | \$30,000 | |
| 8 | Review what portion of the Anglesea Netball Pavilion project needs opt be funded from cash reserve when all submissions and adjustments have been assessed - must retain small surplus | TBC | TBC |
| Recurrent Operations | | | |
| 9 | Victorian Local Government Grants Commission - Indicative Financial Assistance Grants advice 2021-22 | \$197,283 | Updated indicative advice 20 May 2021, the increase will flow through to future years. Notification of final figure will be provided in August. |
| 10 | Power purchasing agreement electricity expenditure savings | \$200,000 | Contract executed May 2021. Update commentary with total savings |
| 11 | Project support Officer - Social Infrastructure Planning | (\$40,000) | 0.5 FTE support for the sustained project-related workload in Social Infrastructure Planning Team |
| 12 | Waste Reserve - Offset of carbon neutrality waste revenue in recurrent operations. | (\$131,978) | Correction to budget as revenue was effectively recorded twice, against the project and against recurrent waste budget. |
| 13 | Update rates data with new valuations and finalisation of supplementary rates. | TBC | Rates to be updated with finalisation of supplementary rates and new valuations certified by Valuer General Victoria provided post display of the Draft Budget Report. |
| 14 | Assigned the \$40k Business Improvement Program savings to fleet. | \$0 | Business Improvement Program has now confirmed the \$40k of savings included in the Draft Budget 2021-22 but not assigned to a specific service. |
| 15 | Increase funding for computer leases. | (\$30,000) | Leased computers to replace owned computers out of warranty. |

1.1 Submissions to the Draft Budget Report 2021-22 & Draft Revenue and Rating Plan

| No. | Organisation Submission to the 2021-22 Draft Budget | Surplus Movement fav/(unfav) | Finance Notes |
|-----|---|------------------------------|---|
| | Fees & Charges | | |
| 16 | Add fee and charges line - Interest on Deferred Rates - cash rate plus 1% set at 1 July | \$0 | Rate to be included in budget, currently forms part of Councils Rates Assistance Policy. |
| 17 | Correct some wording in Fees and Charges Waste | \$0 | Waste fee wording correction for 'Green Waste' to be 'FOGO', and correction to unit frequency to 'occasion' not 'year' for upgrade for residential FOGO 360L bin; and remove 'per week' and 'equivalent' from Residential Garbage Service Upgrade (change to fortnightly collection). |
| | Total Surplus Movement fav/(unfav) | \$18,780 | |
| | Add back Waste Reserve funded | \$131,978 | |
| | Net Surplus/(Deficit) movement | \$150,758 | |
| | Forecast Movement: | | |
| 18 | Project not proceeding funds to be returned to source - Lorne Structure Plan | \$110,000 | Funds currently sitting in Adopted Strategy Reserve to be returned to Accumulated Unallocated Cash Reserve. |

| No. | Organisation Submission to the Revenue and Rating Plan |
|-----|--|
| 1 | Update year Fire Service Levy legislation passed to 2012 not 2016. |
| 2 | To remove ambiguity update wording from 'Where Council approves an application for deferral of rates or charges' to 'Approved applications for deferral of rates or charges' |
| 3 | Under list of major services replace 'Home and Community Care' with 'Aged Care Assessments'. |

1.2 Submissions to the Draft Road Management Plan 2021-25

Author's Title: Coordinator Governance
Department: Governance & Risk
Division: Governance & Infrastructure

General Manager: John Bertoldi
File No: F18/220-3
Trim No: IC21/896

Appendix:

1. Order of Speakers - Draft Road Management Plan 2021-25 (D21/96902)

Officer Conflict of Interest:

In accordance with Local Government Act 2020 – Section 130:

Yes

No

Reason: Nil

Status:

Defined as confidential information in accordance with Local Government Act 2020, Section 3(1):

Yes

No

Reason: Nil

Purpose

The purpose of this report is to hear submissions relating to the Draft Road Management Plan 2021-25.

Summary

At its meeting held on 27 April 2021, Council resolved to publicly exhibit the Draft Road Management Plan 2021-25 and publish a public notice inviting submissions in accordance with section 223 of the *Local Government Act 1989*.

Summary of Submissions

A total number of 9 submissions were received including 6 objections, 2 which may be considered neutral, and 1 which was in support of some matters and objection to others. The submissions received are summarised as follows:

| No. | Submitter | Position | Summary of Submission |
|-----|--------------|--|--|
| 1. | Individual | In support of inspection frequencies. Objection to Hazard interventions. | Submitter is in support of proposed inspection frequencies. Submitter has raised concerns relating to the suitability of the proposed hazard interventions for unsealed roads. |
| 2. | Individual | Objection | Submitter has raised concerns relating to the maintenance of unsealed roads. |
| 3. | Individual | Objection | Submitter has suggested upgrades to road infrastructure to Address safety concerns. |
| 4. | Individual | Objection | Submitter has suggested the review of the proposed maintenance and hazard interventions relating to ungraded roads. |
| 5. | Individual | Objection | Submitter has raised concerns relating to the maintenance of gravel roads, and has objected to the proposed response times. |
| 6. | Individual | Objection | Submitter has raised concerns that the Plan does not address road cleaning, with focus cyclist safety. |
| 7. | Organisation | Neutral | Submission made suggestions relating to matters outside the scope of the Road Management Plan. |
| 8. | Individual | Neutral | Submitter has requested additional |

1.2 Submissions to the Draft Road Management Plan 2021-25

| | | | |
|----|------------|-----------|--|
| | | | information relating to the suitability of the proposed step hazard in footpaths. |
| 9. | Individual | Objection | Submitter has objected to the proposed frequency between inspections, the proposed hazard interventions, and proposed response times, referencing concerns of the level of risk to road users. |

The issues raised in the submissions will be considered in detail in a report to be presented to a future Council meeting.

Recommendation

That Council receives and notes the submissions relating to the Draft Road Management Plan 2021-25.

1.2 Submissions to the Draft Road Management Plan 2021-25

APPENDIX 1 ORDER OF SPEAKERS - DRAFT ROAD MANAGEMENT PLAN 2021-25



**Hearing of Submissions
Tuesday 1 June 2021 – 6:00pm
Via Video Conference (Zoom)**

Draft Road Management Plan 2021-25 Submissions

ORDER OF SPEAKERS

| Item | Name |
|------|------|
| 1. | TBC |