

Agenda

Meeting of Council

Monday 30 May 2022

To be held via Video conference

(Zoom)

Commencing at 6:00 pm

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

Order of Business

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1 Procedural Matters

1.1 Present

1.2 Opening

We acknowledge the Wadawurrung People, and the Gulidjan and Gadubanud Peoples of the Maar nation as the Traditional Owners of the land we now call Surf Coast Shire. We pay our respects to their Elders past and present, and all other Aboriginal and Torres Strait Islander People who are part of our Surf Coast Shire community.

1.3 Pledge

As Councillors we carry out our responsibilities with diligence and integrity and make fair decisions of lasting value for the wellbeing of our community and environment.

1.4 Apologies

1.5 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.

2 Strategy and Effectiveness

2.1 Submissions to the Draft Budget Report 2022-23

Author's Title:	Coordinator Management Accounting
General Manager:	Rebecca Leonard, General Manager
Department:	Finance
Division:	Strategy and Effectiveness
Attachments:	<ol style="list-style-type: none">1. Attachment 1 [2.1.1 - 1 page]2. Attachment 2 [2.1.2 - 1 page]3. Attachment 3 [2.1.3 - 1 page]4. Attachment 4 [2.1.4 - 1 page]

Officer Conflict of Interest: No officer declared a conflict of interest under the *Local Government Act 2020* in the preparation of this report.

Status: This report and attachments contains no confidential information under section 66(2) of the *Local Government Act 2020*.

Executive Summary

Subject Matter Overview

At its meeting held on 26 April 2022, Council resolved to publicly exhibit the Draft Budget Report 2022-23 and publish a public notice inviting submissions in accordance with Council's Community Engagement Policy.

Summary of submissions:

- The Draft Budget Report 2022-23 was exhibited to the public between 27 April and 24 May 2022.
- 24 public submissions were received for the Draft Budget Report 2022-23 and 7 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.

Outcome Statement

The purpose of this report is to present submissions received during the public exhibition of the Draft Budget Report 2022-23 to the Special Council Meeting for Hearing of Submissions and allow submitters to present their submissions where they have requested.

Finance and Resource Implications

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 2022-23 has been developed in accordance with these sections. Prior to final adoption of the Budget for 2022-23, Council is required to receive and consider public submissions.

Community Engagement

At its meeting held on 26 April 2022, Council resolved to publicly exhibit the Draft Budget Report 2022-23 and publish a public notice inviting submissions in accordance with Council's Community Engagement Policy.

Recommendation

That Council receives and notes the submissions relating to the Draft Budget Report 2022-23.

Alternative Options

Alternative Option 1 – That Council does not receive and note the submissions relating to the Draft Budget Report 2022-23.

This option is not recommended by officers as it would contravene the Local Government Act 2020 and not be in accordance with Council's Community Engagement Policy.

Report

Background

Officers have written to all submitters thanking them for making a submission to the Draft Budget Report 2022-23 and advising them of the Special Council Meeting Hearing of Submissions.

Discussion

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

The Draft Budget Report 2022-23 submissions from 7 people and organisations who are listed to present at this Council meeting are included as Attachment 2.

The Draft Budget Report 2022-23 submissions from 17 people and organisations who did not request to present to the Council meeting are included as Attachment 3.

Copies of all public submissions have been provided to the Councillors in full. Some submissions asked for funding support but did not nominate an amount required. Of those that did nominate funding amounts, the total requested is \$755,504.

Matters identified by officers or arising during the public exhibition have been included in an organisation submission to the Draft Budget Report 2022-23 and is included as Attachment 4.

Outcome Analysis

Council's budget engagement plan includes receiving and considering public submissions prior to final adoption of the 2022-23 Budget Report.

Financial and Resource Impact Analysis

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. Council considers submissions to the Draft Budget Report 2022-23 and the associated financial and resource implications prior to adopting the Budget Report 2022-23.

Council Plan Assessment

Theme Seven - Accountable And Viable Council

Strategy 18 - Establish a sustainable financial position.

Relevant Legislation, Policy, Strategies and Plans

- Council Plan Incorporating the Health and Wellbeing Plan 2021-25
- Local Government Act 2020
- Local Government (Planning and Reporting) Regulations 2020
- Australian Accounting Standards

Previous Councillor and Audit and Risk Committee Consultation

This item is not within the scope of matters considered by the Audit and Risk Committee.

This item was not presented at Councillor briefing due to the nature and timing of this report.



**Hearing of Submissions
Monday 30 May 2022 – 6:00pm
Via Video Conference (Zoom)**

Draft Budget Report 2022-23 Submissions

ORDER OF SPEAKERS

Draft Budget Report 2022-23	
Order of Speakers	Name
1	Michael Tucker (Planning Sub-Committee) <i>Growing Winchelsea Inc.</i> <i>Submission ID 11</i>
2	Michelle Stocks and Naida Hutton (nominated by Jane Bartier) <i>Growing Winchelsea Inc.</i> <i>Submission ID 22</i>
3	Wayne Firth (Group Administrator and Senior Rescuer) <i>Surf Coast Wildlife Rescue</i> <i>Submission ID 12</i>
4	Rusty <i>Submission ID 13</i>
5	Sally Margaret Groom <i>Surf Coast Art Space</i> <i>Submission ID 18</i>
6	Alexander Frabotta <i>Submission ID 21</i>
7	Claire Osborn <i>Surf Coast Little Athletics</i> <i>Submission ID 23</i>
8	Surf Coast Shire <i>Manager Finance</i>



Hearing of Submissions
Monday 30 May 2022 – 6:00pm
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Draft Budget Report 2022-23				
Submission ID Number	Submitter	Township	Summary of Submission	Requested Funds per Submission \$
Speaking at Hearing of Submissions				
11	Growing Winchelsea Inc. Sub-Committee	Winchelsea	<p>1 - An Expanded and Cohesive Industrial Estate - \$100,000 feasibility study and business case. \$25,000 for proposing and formalising the Tri Alliance including legal fees</p> <p>2 - Clarification over the initial planning for the Arboretum Trail No funding documented</p> <p>3 - Council to continue to seek funding for the Stage Two of the pathways project, river walk with Stage One completed</p>	125,000
12	Surf Coast Wildlife Rescue	Torquay	Contribution from Council towards Surf Coast Wildlife Rescue operations	72,288
13	Individual	N/A	Draft Budget 2022-23 Review/Feedback	Unspecified
18	Surf Coast Art Space	Anglesea	Surf Coast Art Space Exhibition Co-ordinator	17,550
21	Individual	Gherang	Wormbete Station Road East End Repair Works, Normalisation and Ongoing Maintenance	Unspecified
22	Growing Winchelsea Inc.	Winchelsea	<p>In addition to their prior submission, Growing Winchelsea requests:</p> <p>1 - Clarification on how proposed commitments to the strategic objectives will occur</p> <p>2 - Request Funding for ongoing support for the Arboretum Trail</p> <p>3 - Seek that the Council ensures its staff have capacity to actively continue seeking grants to ensure Stage Two of the pathways project river walk can commence</p>	Unspecified
23	Surf Coast Little Athletics	Torquay	Surf Coast Little Athletics Contribution	20,666



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Draft Budget Report 2022-23				
Submission ID Number	Submitter	Township	Summary of Submission	Requested Funds per Submission \$
Not Speaking at Hearing of Submissions				
1	Individual	Anglesea	Anglesea Tidal River Improvements	Unspecified
2	Individual	Anglesea	Drainage Improvements - McMillan St Anglesea	Unspecified
3	Individual	Winchelsea	Winchelsea Pathway Extension - Barwon Park Mansion	Unspecified
4	Individual	Bellbrae	Right Hand Turning Lane - Great Ocean Rd/Gundrys Road Bellbrae	Unspecified
5	Individual	Wurdiboluc	Wurdiboluc Road Maintenance	Unspecified
6	Individual	Bambra	Bambra Aireys Inlet Road (Winchelsea end) Road Re-sheeting Consistency.	Unspecified
7	Individual	Gherang	Road Grading - Rochforts Rd, Theilemanns Rd & Tanners Rd Gherang.	Unspecified
8	Individual	Bellbrae	Road Grading - Gundrys Rd Bellbrae.	Unspecified
9	Individual	Winchelsea	Road Re-Surfacing - Kildean Rd Winchelsea.	Unspecified
10	Individual	Aireys Inlet	Road Sealing - Boundary Rd (Between Bambra & Luggs Rd) Aireys Inlet	Unspecified
14	Individual	Bellbrae	Gundry's Road Sealing	Unspecified
15	Torquay RSL Sub-Branch	Torquay	Torquay ANZAC Day Service Contribution Increase	\$ 10,000
16	Surf Coast Netball Association.	Shire Wide	Surf Coast Netball Association Contribution	\$ 10,000
17	Individual	Moriac	Road Maintenance, Upgrades and Improvements - Gravel Roads Gherang	Unspecified
19	Individual	Torquay	Road Sealing - Pt Impossible Rd Torquay	\$ 500,000
20	Aireys Inlet Senior Citizens Club	Anglesea	<ol style="list-style-type: none"> 1. Building maintenance/ upgrade requests for 1 McMillan Street, Anglesea, including straw ceiling replacement, meeting room wall installation, window coverings & signage. 2. Queries relating to when hall hire fees and cleaning fees apply to not for profit organisations and community activity groups. 3. Car park improvements - New signage, marking and pathway extension. 4. Garden maintenance requested, noting excessive leaf debris. 5. Billard Room cleaning is requested, noting that access may be an issue. 6. Query whether a Voluntary Driver Program exists between Anglesea and Aireys Inlet, and also whether the community bus could be subsidised for low income passengers. 	Unspecified
24 - Late	Individual	Gherang	<ol style="list-style-type: none"> 1. Council's Financial Outlook 2. Road Maintenance 3. Distribution of Capital Funding by Ward 	Unspecified

No.	Organisation Submission to the Draft Budget	Project Budget Incr/(Decr)	AUCR Surplus Movement fav/(unfav)
Projects			
Pollocksford Road Bridge:			
1	Successful grant funding.	\$2,800,000	\$0
2	Golden Plains Shire contribution towards project.	\$500,000	\$0
3	Renewal contribution reduced from \$1m to \$500k.	(\$500,000)	\$0
4	Remove Roads to Recovery funding from project.	(\$1,051,060)	\$0
Allocate Roads to Recovery Funding:			
5	Roads to Recovery - Unsealed Road Renewal	\$300,000	\$0
6	Roads to Recovery - Sealed Road Renewal	\$301,060	\$0
7	Roads to Recovery - Road Improvement Works	\$280,000	\$0
8	Roads to Recovery - Sparrow Avenue Special Charge Scheme	\$40,000	\$0
9	Roads to Recovery - Barwon Park Road Final Seal	\$130,000	\$0
Allocate Renewal:			
10	Unsealed Renewal Program	\$200,000	\$0
11	Sealed Renewal Program	\$300,000	\$0
Horseshoe Bend Rd - Property 820 to Blackgate Rd			
12	Project delivery moved to 2023-24 (to form part of the sealed road program). Note design \$70k to remain in 2022-23.	(\$590,000)	\$0
Allocate Renewal:			
13	Unsealed Renewal Program	\$480,000	\$0
14	Footpath Renewal Program	\$110,000	\$0
Recurrent Operations			
15	Application Software Maintenance Growth - Webpage 'LiveChat' IT software licence (delivered initially via DT) was not included in Draft Budget 2022-23.	\$0	(\$19,800)
16	Councillor Allowances - Correction to reflect base allowance rates which is inclusive of super. Draft Budget grossed up base rate.	\$0	\$18,828
17	Aged & Access Regional Assessment Service - 2022-23 grant funding confirmed in May 2022.	\$0	(\$4,797)
18	Rates & Charges - Update to rates and charges with finalisation of supplementary rates and valuations from the Valuer-General.	\$0	\$8,199
Fees & Charges			
19	Statutory Fees and Penalty Unit Fees and Charges - Update based on revised legislation/gazette released post display of Draft Budget.	\$0	\$0
General			
20	Other minor improvements or corrections to formatting or presentation.	\$0	\$0
Total Project Budget increase/(decrease)		\$3,300,000	
Total Surplus Movement fav/(unfav)			\$2,430