



GANNAWARRA
Shire Council

Wednesday, 27 June 2018

6.30pm

Council Chambers

Kerang

MINUTES

Ordinary Council Meeting

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**MINUTES OF GANNAWARRA SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, KERANG
ON WEDNESDAY, 27 JUNE 2018 AT 6.30PM**

PRESENT: Cr Brian Gibson, Cr Lorraine Learmonth, Cr Steven Tasker, Cr Sonia Wright,
Cr Charlie Gillingham, Cr Mark Arians

IN ATTENDANCE: Tom O'Reilly – Chief Executive Officer,
Geoff Rollinson – Director Infrastructure and Development,
Stacy Williams – Director Community Wellbing,
Richard Morrison – Director Coprorate Services,
Lisa Clue – Manager Governance,
Kellie Burmeister – Manager Planning and Regulatory Services,
Narelle O'Donoghue – Manager Community Health,
Carole Wandin – Manager Community Care Services

Gallary: 7

Media: 1

1 ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the Traditional Custodians of the land and paid his respects to elders both past and present.

2 OPENING DECLARATION

The Deputy Mayor read the Opening Declaration.

3 APOLOGIES

Cr Jodie Basile

4 CONFIRMATION OF MINUTES

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Charlie Gillingham

That the Minutes of the Ordinary Council Meeting held on 16 May 2018 be confirmed.

CARRIED

5 DECLARATION OF CONFLICT OF INTEREST

Cr Sonia Wright declared a Direct Interest in relation to Item 8.8

Cr Charlie Gillingham declared an Indirect Interest in relation to Item 8.9

6 QUESTION TIME

No questions were received from the Gallery

7 ASSEMBLY OF COUNCILLORS

7.1 ASSEMBLY OF COUNCILLORS 17 MAY, 2018 TO 27 JUNE, 2018

EXECUTIVE SUMMARY

To present to Council written records of Assembly of Councillors in accordance with section 80A of the *Local Government Act 1989*.

RESOLUTION

Moved: Cr Sonia Wright

Seconded: Cr Charlie Gillingham

That Council notes the records of Assembly of Councillors from 17 May, 2018 to 27 June, 2018.

CARRIED

8 BUSINESS REPORTS FOR DECISION

8.1 APPLICATION FOR PLANNING PERMIT P17.072 - NOTICE OF DECISION TO APPROVE

EXECUTIVE SUMMARY

This report is being presented to Council to determine a planning application for the use and development of land for a renewable energy facility (solar farm) and associated vegetation removal at CA 5 and 6, Sec E, Parish of Macorna, Kerang-Leitchville Road, Macorna North. The estimated cost of development is \$200,000,000.

The application was advertised to surrounding property owners and occupiers and one objection was received.

The proposal is considered to be appropriate for the site and consistent with the provisions of the Gannawarra Planning Scheme.

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Charlie Gillingham

That Council approve Planning Application P17.072 for the use and development of a renewable energy facility (solar farm) and associated vegetation removal and issue a Notice of Decision to Grant a Permit at CA 5 and 6, Sec E, Parish of Macorna, Kerang-Leitchville Road, Macorna North subject to the following conditions:

1. Amended Plans Required

Before the building works commence amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the plans and information submitted with the application but modified to include:

- **Site plan showing the location of all buildings and works, including access ways and car parking areas.**
- **Elevation plans showing all buildings, solar panels and supporting structures**
- **Landscaping plans and planting schedule as required by condition 2**
- **Environmental Management Plan as required by condition 3**
- **Details of proposed signage on the site**

2. Landscape Plan Required

Prior to the building works commencing, a landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The plan must be drawn to scale with dimensions and three copies must be provided. The landscaping plan must consist of indigenous trees and shrubs to ensure an effective visual screen to the satisfaction of the Responsible Authority.

A planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, sizes at maturity, and quantities of each plant must be included.

3. Environmental Management Plan

Prior to the building works commencing, an Environmental Management Plan for the management and operation of the use and development must be submitted to and approved by the Responsible Authority. Three copies must be provided. When approved, the plan will be endorsed and will then form part of the permit. The Environmental Management Plan must address the following:

- Site maintenance and weed and pest management
- Construction management
- Soil and stormwater management
- Fire management
- Traffic management
- Procedures to ensure that no significant adverse environmental impacts occur as a result of the use and development
- Decommissioning of the facility

The Environmental Management Plan must be reviewed annually by the facility operator and any consequential changes to the plan must be submitted to and approved by the Responsible Authority.

The use must be conducted in accordance with the endorsed Environmental Management Plan at all times.

4. General Requirement

Use and development of the site for the proposed Renewable Energy Facility as detailed within the application and shown on the endorsed plan must not be altered or modified unless to comply with conditions of this permit without the written consent of the Responsible Authority.

5. Permit Expiry

This permit will expire if one of the following circumstances applies:

- a) The development is not started within 3 years of the date of this permit.
- b) The development is not completed within 5 years of commencement and the use has not come into operation within this time.

An application to the Responsible Authority to extend the periods referred to must be received by the date of expiry or within three months afterwards.

6. Amenity

The use and development must be conducted so that it has minimum impact on the amenity of the area by reason of:

- the transportation of materials, goods and commodities to and from the premises
- the appearance of any building, works or materials
- the emission of noise, vibration, dust, wastewater, waste products or reflected light

In the event of any such nuisance in the opinion of the Responsible Authority occurring, additional suitable procedures for suppression must be developed and implemented to the satisfaction of the Responsible Authority.

7. Minimising Glare

The proposed solar panels must be non-reflective to the satisfaction of the Responsible Authority.

8. Control of Light Spill

All external lighting must be designed, baffled and located so as to prevent any adverse

effect on adjoining land to the satisfaction of the Responsible Authority.

9. Generation of Dust

The applicant must ensure that dust suppression is undertaken in the form of constant water spraying or other natural based proprietary dust suppressant to ensure that dust caused by works within the site does not cause a nuisance to surrounding properties to the satisfaction of the Responsible Authority.

10. No Mud on Roads

Appropriate measures must be implemented throughout the construction stage of the development and during operation of the facility, to rectify and/or minimise mud, crushed rock or other debris being carried onto public roads from the subject land to the satisfaction of the Responsible Authority.

11. Access Location

Vehicular access to the land during the construction period will only be permitted from Reaper Lane and no vehicle crossing may be constructed to the lot from Kerang-Leitchville Road.

12. Vehicle Crossing

Any new or otherwise vehicular entrances to the subject land from the road shall be constructed at a location and of a size and standard satisfactory to the Responsible Authority. Consent for 'Works Within the Road Reserve' must be obtained from Council prior to carrying out any vehicle crossing works. All disused or redundant vehicle crossings must be removed and reinstated to the satisfaction of the Responsible Authority.

13. External Lighting

All lighting used to externally illuminate buildings must be fitted so as to prevent the emission of direct light onto adjoining roadways.

14. Damage to Roads

Any damage to Council assets (i.e. roads, table drains etc.) shall be repaired at the cost of the applicant to the satisfaction of the Responsible Authority.

15. Drainage

The drainage discharge from the site shall not exceed current discharge unless otherwise approved by the Responsible Authority.

16. Intersection Works

The intersection where Reaper Lane joins Kerang-Leitchville Road must be constructed in accordance with IDM Standard Drawing SD265 to the satisfaction of the Responsible Authority. Works Within the Road Reserve Consent must be obtained prior to commencing work within the road reserve.

17. Completion of Landscaping

Before the use/occupation of the development starts or by such later date as approved by the Responsible Authority in writing, the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the Responsible Authority.

18. Landscaping Maintenance

The landscaping shown on the endorsed plans must be maintained to the satisfaction of the Responsible Authority. Any dead, diseased or damaged plants are to be replaced within twelve months.

19. Decommissioned Facility

Within 2 years of the plant being decommissioned, all infrastructure on the site must be

removed and the site restored to its original condition to the satisfaction of the Responsible Authority unless otherwise agreed in writing by the Responsible Authority.

20. Environmental Health Officer

- a) The development must be serviced by a wastewater system sufficient to accommodate the maximum expected workforce.
- b) The wastewater system must be capable of retaining all wastewater within the boundaries of the property in a hygienic manner.
- c) The system must be installed in accordance with the requirements of the Australian Standard AS/NZ 1547:2000 On-site domestic wastewater management and EPA Code of Practice – Onsite Wastewater Management, July 2016.

21. Department of Environment, Land, Water and Planning

a) Notification of permit conditions

- Before works start, the permit holder must advise all persons undertaking the vegetation removal/works on site of all relevant conditions of this permit.

b) Protection of vegetation to be retained

- Before works start, a protection fence must be erected around all native vegetation to be retained within 15 metres of the works area. This fence must be erected at a minimum of:
 - A radius of 12 times the diameter of the tree trunk at a height of 1.4 metres above ground level (to a maximum distance of 15 metres) but no less than 2 metres from the base of the trunk of the tree, and
 - Around patches of native vegetation at a minimum distance of 2 metres from the retained native vegetation.
- The protection fence must be constructed of star pickets and paraweb or similar to the satisfaction of the Department of Environment, Land, Water and Planning. The protection fence must remain in place at least until all works are completed to the satisfaction of the department.
- Except with the written consent of the department, none of the following may occur within this area:
 - vehicular or pedestrian access,
 - trenching or soil excavation
 - storage or dumping of any soils, material, equipment, vehicles, machinery or waste products.
 - construction of entry and exit pits for underground services.
 - any other actions or activities that may result in adverse impacts to retained native vegetation

c) Native vegetation offsets

- Except In order to offset the removal of 6.922 hectares of native vegetation including 28 scattered trees approved as part of this permit, the applicant must provide a native vegetation offset that meets the following requirements, and is in accordance with the *Permitted clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual*:

The offset must:

- contribute gain of 0.549 general biodiversity equivalence units;

- be located within the North Central Catchment Management Authority boundary or Gannawarra municipal district; and
- have a strategic biodiversity score of at least 0.255.

d) Offset evidence

- Before any native vegetation is removed, evidence that an offset has been secured must be provided to the satisfaction of the Responsible Authority. This offset must meet the offset requirements set out in this permit and be in accordance with the requirements of the *Permitted clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual*. Offset evidence can be either:
 - A credit register extract from the Native Vegetation Credit Register; or
 - a security agreement, to the required standard, for the offset site or sites, including a 10- year offset management plan to the satisfaction of the Department of Environment, Land, Water and Planning and approved by the Responsible Authority. Every year, for ten years, after the Responsible Authority has approved the offset management plan, the applicant must provide notification of the management actions undertaken towards implementing the offset management plan, to the department. An offset site condition statement, including photographs must be included in this notification.

e) Wildlife Management

- Any native fauna detected within the work zone must be salvaged in accordance with the following:
 - Any native fauna located within the work zone during construction, and at risk of being impacted upon by construction activities, is to be captured by a suitably qualified ecologist and moved out of the work zone and placed within similar habitat as near as practical to the work site.
 - Any native fauna located within the work zone during construction but not at risk of impact is to be left in place.
 - Any native fauna found injured is to be captured by a suitably qualified ecologist and taken immediately to a veterinarian for assessment. Depending on the outcome of this assessment, the animal may be re-released as near as practical to the work site, put into temporary care, or humanely euthanased. Temporary care must be undertaken as specified in handling protocols prepared to the satisfaction of DELWP.

f) Environmental Plans

- The RPS (2017) *Landscape Management Plan* must be endorsed by the responsible authority and form part of this permit.
- Prior to the commencement of construction, the applicant must prepare a Construction Environment Management Plan to the satisfaction of the responsible authority and the Department of Environment, Land, Water and Planning, which is to be endorsed by the responsible authority and form part of this permit.
- Prior to the commencement of operations, the applicant must prepare an

Operational Environment Management Plan to the satisfaction of the responsible authority and the Department of Environment, Land, Water and Planning, which is to be endorsed by the Responsible Authority and form part of this permit.

Notes:

Should the live capture and relocation of native fauna be required as part of the construction activities, a Management Authorisation under the Wildlife Act 1975 is required. A Management Authorisation can be obtained from DELWP by emailing environmental.research@delwp.vic.gov.au.

Works or other activities on public land (including road reserves), which may impact on protected plants, will require a Protected Flora Licence or Permit under the Flora and Fauna Guarantee Act 1988 (FFG). All native vegetation likely to be impacted should be checked against the Protected Flora List (DELWP 2016) to determine whether FFG approvals are required. Protected Flora Permits can be obtained from the department's regional office.

To assist applicants in meeting their permit condition requirements, the 'Meeting permit conditions – third party offsets' (2015) fact sheet and the 'First party general offset kit (ver1.1)' are available. Please visit <https://www.environment.vic.gov.au/native-vegetation/nativevegetation> for further information.

22. Goulburn Murray Water

- a) All construction and ongoing activities must be in accordance with sediment control principles outlined in 'Construction Techniques for Sediment Pollution Control' (EPA, 1991).
- b) All solar panels must be setback at least ten metres from Goulburn Murray Water surface infrastructure, measured from the inside top edge of the bank.
- c) The applicant must ensure the development does not impede the existing water supply easement on the subject property.
- d) No buildings may be erected within 30 metres of any Goulburn Murray Water surface infrastructure (including open irrigation channels and drains).

23. Powercor

The permit holder shall:-

- Negotiate with Powercor for the connection of the development, to the existing power distribution network.
- Any buildings must comply with the clearances required by the Electricity Safety (Installations) Regulations.
- Any construction work must comply with Energy Safe Victoria's "No Go Zone" rules.
- Set aside for the use of Powercor Australia Ltd reserves and/or easements satisfactory to Powercor Australia Ltd where any electric substation (other than a pole mounted type) is required.

Alternatively, at the discretion of Powercor Australia Ltd a lease(s) of the site(s) and easements for associated powerlines, cables and access ways shall be provided. Such a lease shall be for a period of 30 years at a nominal rental with a right to extend the lease for a further 30 years. Powercor Australia Ltd will register such leases on the title by way of a caveat prior to the registration of the plan of subdivision.

- Provide easements satisfactory to Powercor Australia Ltd, where easements have not been otherwise provided, for all existing Powercor Australia Ltd electric lines on the land and for any new powerlines required to service the lots and adjoining land, save for lines located, or to be located, on public roads set out on the plan. These easements shall

show on the plan an easement(s) in favour of "Powercor Australia Ltd" for "Power Line" pursuant to Section 88 of the *Electricity Industry Act 2000*.

- Obtain for the use of Powercor Australia Ltd any other easement external to the development.

24. North Central Catchment Management Authority

- a) Unless otherwise agreed in writing by the North Central Catchment Management Authority, the lowest part of the solar panels must be a minimum of 300mm above the estimated 1% AEP flood level. Prior to the commencement of works, detailed plans and survey must be submitted to the North Central CMA for its approval detailing how this condition will be achieved.
- b) The proposed switchroom must be sited on an earthen fill pad with a finished surface level no lower than 600mm above the 1% AEP flood level. Prior to the commencement of works, detailed plans outlining the location and dimensions of the proposed fill pad must be sent to North Central CMA for its approval.
- c) The development must be constructed so as not to obstruct the conveyance of flood water through the site. Unless otherwise agreed in writing with the North Central CMA there must be not be any landscaping/earthworks or stockpiling of material that alters the existing natural surface levels on the site.

Notes:

Flood levels for the 1 % AEP (100 year ARI) flood event have been estimated for this area. The estimated 1% AEP flood level for the location described above grades from 79.7 metres AHD to 79.5 metres AHD.

North Central CMA advises that in the event of a 1% AEP flood event it is possible that a portion of the property may be subject to inundation. The estimated 1% AEP flood level is based on information obtained during the January 2011 flood event, which caused approximately half of the property to be inundated. However it is recommended that a licensed surveyor be engaged to determine the exact effect of the applicable flood level on the property.

25. Country Fire Authority

- a) Access
 - Access into and around both sites for the fire appliances including a perimeter road around both the north and south sections. Roads shall be of all weather construction, have a minimum load capacity of 15 tonnes and curves shall have a minimum inner radius of 10m
 - The minimum trafficable width of the roadways shall be 6m or 4m width if passing bays are provided.
- b) Vegetation Management
 - A minimum perimeter vegetation buffer zone between the boundary fence and the solar arrays of 10m where vegetation will be managed for minimal fuel.
 - Vegetation shall be modified and managed in accordance with the following requirements:
 - Grass must be short cropped and maintained during the declared fire danger period.
 - Vegetation in and around the solar arrays and transformers shall be maintained in minimal fuel condition (ie grass not more than 100mm in height) during the

declared fire danger period.

c) Water Supply

- Fire water tanks to be provided strategically around both sites and for each section we recommend a minimum of 4 tanks with one being located approximately in each corner.
- Water tanks shall be constructed of steel or concrete.
- Water tanks shall be a minimum capacity of 22,500 litres and have CFA approved fittings. The suction fitting shall be a 100mm Storz connection.
- Each tank shall be clearly signed FIRE WATER, be maintained at full capacity and shall have a water level indicator.
- Provide a truck hardstand area within 4m of each tank outlet.

d) Buildings

- If there are any buildings on site suitable portable fire extinguishers shall be provided.

e) On-site and Remote Shut-off

- The project shall have on-site and remote capability to shut off the solar farm if a fire or fault occurs. The operation of these devices shall be by the site management.

f) Signage at the Site Entry

- Suitable warning signage and site contact details to be provided at the main entry for emergency services personnel.

g) Emergency Management Plan

- An EMP is to be developed for the site covering a range of hazards including on site fire/explosion and bushfire (grassfire) in the vicinity.

Note: CFA recommends that the Solar Farm Manager contact the District 20 Operations Manager prior to commissioning of the facility to ensure the responding brigades are aware of all site operating procedures for pre-response planning purposes.

26. EPA Victoria

- a) Nuisance dust must not be discharged beyond the boundaries of the premises;
- b) The applicant must limit the scale of or cease operations which emit dust if insufficient dust suppression measures (eg. water) are available;
- c) Construction and post-construction activities must be in accordance with EPA Publication 275 Construction Techniques for Sediment Pollution Control 1991 or as amended; and
- d) Noise emitted from the premises must not exceed the recommended levels as set out in Noise from Industry in Regional Victoria (NIRV; EPA Publication 1411, 2011) or as amended.

NOTE 1: A BUILDING PERMIT MUST BE OBTAINED PRIOR TO COMMENCING ANY BUILDING WORKS.

NOTE 2: ANY WORKS REQUIRED WITHIN THE ROAD RESERVE MUST BE IN ACCORDANCE WITH COUNCIL'S "ROAD OPENING HANDBOOK". ANY NEW VEHICLE CROSSING OR ALTERATION TO EXISTING CROSSINGS MUST BE IN ACCORDANCE WITH COUNCIL'S "ROAD OPENING HANDBOOK". A "ROAD OPENING PERMIT" MUST BE OBTAINED PRIOR TO ANY WORKS BEING UNDERTAKEN WITHIN THE ROAD RESERVE.

CARRIED

8.2 ADOPTION OF COUNCIL PLAN 2017 - 2021 (2018 UPDATE)

EXECUTIVE SUMMARY

This report outlines the minor adjustments that have been recommended and incorporated in the draft Council Plan 2017 – 2021 (2018 Update) following the public exhibition and submission period.

The Council Plan 2017 – 2021 (2018 Update) incorporates a number of adjustments for reasons including:

- Lack of available or reliable data to evidence strategic indicator achievement;
- Identified requirement for several new priority actions.

RESOLUTION

Moved: Cr Mark Arians

Seconded: Cr Lorraine Learmonth

That Council adopt the Council Plan 2017 - 2021 (2018 Update).

CARRIED

8.3 ADOPTION OF THE PROPOSED 2018/19 BUDGET

EXECUTIVE SUMMARY

Council has prepared the Proposed Annual Budget 2018/19 in accordance with Section 127 of the *Local Government Act 1989*. In addition, Section 223 of the *Local Government Act 1989* gives a person the right to make a submission on a Proposed Annual Budget. Council must, if requested as part of that submission, provide the person with the opportunity to be heard in support of the submission. Six (6) submissions were received, however no submitters requested to be heard by Council in support of their submission.

RESOLUTION

Moved: Cr Charlie Gillingham

Seconded: Cr Steven Tasker

That Council, having advertised the Proposed Annual Budget 2018/19 and having considered all submissions received in respect of such Budget, resolves:

- 1. To adopt as presented the Gannawarra Shire Council Annual Budget 2018/19 for the purpose of Section 127 of the *Local Government Act 1989*, with the following adjustment:**
 - a) Grants – Operating be adjusted to reflect a 50% advance payment of the 2018/19 Victorian Grants Commission payment received in June 2018 and an increase in the indicative grant, net adjustment – decrease \$2.506 million.**

2. That an amount of \$12,477,000 be declared as the amount which Council intends to raise by general rates (or annual service charge later described in this resolution), which amount is calculated as follows:

General Rates	\$10,026,000
Municipal Charge	\$630,000
Waste & Recyclables Collection	\$1,821,000

3. That a General Rate be declared for the period commencing on 1 July 2018 and concluding on 30 June 2019.
4. That it be further declared that, subject to paragraph 5 of this Part, the General Rate be raised by the application of a uniform rate.
5. That a percentage of 0.6468% be specified as the percentage of the uniform rate (which percentage may be alternatively expressed as 0.006468 cents in the \$).
6. That it be confirmed that the General Rate for all rateable land within the municipal district be determined by multiplying the Capital Improved Value of each rateable land by that percentage (so that the amount payable be 0.006468 cents in the \$ of the Capital Improved Value).
7. That it be recorded that Council considers that a differential rate will provide equitable distribution of the rate burden across all levels of the community.
- 7.1 That a differential rate be declared for that rateable land having the characteristics specified below which will form the criteria for the differential rate so declared:
- 7.1.1 Dryland Farm Rate to apply to all properties which satisfy the meaning of 'farm land' as defined in the Valuation of Land Act 1960 and which are not in declared irrigation districts.
- 7.1.2 Irrigation District Farm Rate to apply to all properties which satisfy the meaning of 'farm land' as defined in the Valuation of Land Act 1960 and which are greater than 10HA in declared irrigation districts.
- 7.1.3 Commercial/Industrial land to all properties used primarily for commercial/industrial purposes.
- 7.2 That the differential rate be determined by multiplying the Capital Improved Value of the rateable land categorised in 7.1 by the percentage indicated on the following table:

Dryland Farm	0.4650%
Irrigation District Farm	0.5750%
Commercial/Industrial	0.6644%
Cultural and Recreational	0.3234%

- 7.3 It be further recorded that the objectives of the differential rate is to provide equitable distribution of the rate burden across all levels of the community.**
- 8. That an annual service charge be declared for the period commencing on 1 July 2018 and concluding on 30 June 2019:**
- 8.1 That the annual service charge be declared for the collection and disposal of domestic refuse within the municipal district and the collection, transportation and receival charge for recyclable materials;**
- 8.2 That the annual service charge be the sum of \$490 per 240 litre domestic garbage bin and 240 litre recycling service and \$342 per 120 litre domestic garbage bin and 240 litre recycling service for each rateable property (or part) in respect of which an annual service charge may be levied within the Shire and where a service is available and \$490 per 240 litre domestic garbage bin and 240 litre recycling service and \$342 per 120 litre domestic garbage bin and 240 litre recycling service for each residential property (or part) in respect of which an annual service charge may be levied for properties within the townships of Kerang, Cohuna, Leitchville, Koondrook, Quambatook, Murrabit, Mystic Park and Lalbert; and**
- 8.3 That the following criteria be the criteria which forms the basis of the annual service charge so declared:**
- 8.4 That the annual service charge apply to each rateable residential property other than vacant land within the townships listed above and other properties by agreement and that where more than one bin is required, the charge be based on the above charges multiplied by the number of bins.**
- 8.5 That the annual service charge be the sum of \$54 per 240 litre domestic green waste bin for each rateable property (or part) in respect of which an annual service charge may be levied within the Shire where the service is provided.**
- 9. That an annual municipal charge be declared for the period commencing 1 July 2018 and concluding on 30 June 2019;**
- 9.1 That the annual municipal charge be declared for the provision of Council administrative support services within the Shire of Gannawarra;**
- 9.2 That the annual municipal charge be the sum of \$100 for each property in respect**

of which an annual municipal charge may be levied; and

9.3 That the following criteria be the criteria which forms the basis of the annual municipal charge so declared that the annual municipal charge apply to each rateable property within the Shire of Gannawarra.

10. That the rates and charges must be paid:

10.1 In full by 15 February 2019; or

10.2 By four equal instalments by the following dates: 30 September 2018, 30 November 2018, 28 February 2019 and 30 May 2019.

11. That in accordance with Section 172 of the Local Government Act 1989, the rate of interest which is payable on the rates and charges which have not been paid on or before the dates specified is currently set at 10% per annum from the date the rates and charges are declared.

12. In accordance with Section 4(4) of the *Cultural and Recreational Lands Act 1963*, that the rate for all rateable properties within the municipal district that meet the definition of cultural and recreation land be determined by multiplying the Capital Improved Value of each rateable land by 50% of the general rate percentage so that the amount payable be 0.003234 cents in the \$ of the Capital Improved Value. For organisations that meet the definition as prescribed in the *Cultural and Recreation Lands Act 1963*:

13. The Director Corporate Services of Council be authorised to levy and recover the general rates and annual service charges described earlier in this resolution in accordance with the *Local Government Act 1989*.

13.1 That Council adopts the Capital Works Plan for 2018/19.

CARRIED

8.4 NATIONAL DISABILITY INSURANCE SCHEME REPORT

EXECUTIVE SUMMARY

The provision of disability support services to assist the most vulnerable members of the community has been an important part of the core business for Council. The investment and organisational commitment to disability services provision has become symbolic of the relationship between Council and the community.

It will be important that the decision to apply for approved provider status for the National Disability Insurance Scheme delivers clarity in terms of the future role and function for Council from 1 January 2019.

RESOLUTION

Moved: Cr Sonia Wright

Seconded: Cr Charlie Gillingham

That Council apply for Approved Provider status with National Disability Insurance Agency (NDIA) to ensure quality services are available to our community until:

- (a) another NDIS service provider becomes established in the Gannawarra Shire, or**
- (b) Council reconsiders NDIS when deciding a position as a service provider for all service types prior to the end of current contracted terms.**

CARRIED

8.5 2018 COMMUNITY SATISFACTION SURVEY

EXECUTIVE SUMMARY

Each year Local Government Victoria (LGV) coordinates a State-wide Local Government Community Satisfaction Survey throughout Victorian local government areas. The main objectives of the survey are to assess the performance of councils across a range of measures and to seek insight into the ways to provide improved or more efficient service delivery. The survey also provides councils with a means to fulfil some statutory reporting requirements. The purpose of this report is to inform Council of the results from the 2018 Community Satisfaction Survey for Gannawarra Shire conducted over a period from 1 February to 30 March 2018.

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Sonia Wright

That Council receive the 2018 Community Satisfaction Survey for Gannawarra Shire.

CARRIED

8.6 INFLUENZA PANDEMIC PLAN

EXECUTIVE SUMMARY

The *Emergency Management Act 1986* (Vic) requires councils to have arrangements in place to prevent, respond to and recover from any emergencies that could occur in the municipality.

In Victoria, an influenza pandemic constitutes an emergency under the Emergency Management Act with the Department of Health and Human Services having the overall responsibility for the coordination of activities across Victoria. The Department of Health and Human Services has the legislated power to direct councils to take action to protect public health.

Gannawarra Shire Council first adopted an Influenza Pandemic Plan in November 2006 in response to advice by the Department of Health and Human Services. The plan has been reviewed since this time and relevant actions implemented over the influenza season each year. The current revision of the Gannawarra Influenza Pandemic Plan reflects the local government roles and responsibilities highlighted in the *Victorian Health Management Plan for Pandemic Influenza 2014*.

The Gannawarra Influenza Pandemic Plan is a sub-plan of the Gannawarra Municipal Emergency Management Plan and provides a framework for Council to meet its emergency management and other legislative obligations and ensure that a plan is in place to mitigate the risk of pandemic influenza on the community.

The draft Gannawarra Influenza Pandemic Plan was endorsed through formal motion by the Gannawarra Municipal Emergency Planning Committee on 4 April 2018 with a recommendation that it be presented to Council for formal adoption.

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Charlie Gillingham

That Council adopt the Gannawarra Influenza Pandemic Plan.

CARRIED

8.7 KERANG CEMETERY - ROAD DISCONTINUANCE - DECISION**EXECUTIVE SUMMARY**

Council was approached by the Department of Land, Water and Planning (DELWP) and the Kerang Cemetery Trust to ensure all the land on which the Kerang Cemetery is located is reserved for cemetery purposes. Currently the Kerang Cemetery is located on two crown land allotments and road reserve, of which not all land has been formally reserved for cemetery purposes, and is unable to be reserved for this purpose until Council discontinues the road within the boundaries of the Kerang Cemetery.

RESOLUTION

Moved: Cr Mark Arians

Seconded: Cr Charlie Gillingham

That Council:

1. **Discontinue the road contained within the boundary of the Kerang Cemetery under Section 206, schedule 10 of the *Local Government Act 1989*, by way of a public notice in the government gazette.**
2. **Write to the Department of Environment, Land, Water and Planning (DELWP) to inform that the road has now been discontinued.**

CARRIED

At 6:58 pm, Cr Sonia Wright left the meeting.

8.8 SALE OF INDUSTRIAL LAND - KEELY ROAD, COHUNA

EXECUTIVE SUMMARY

The parcel of land the subject of this report is described as Lot S2 on PS546512B and is part of the larger Keely Road Industrial Estate at Cohuna. This land was not included in the public notice process for previous subdivision sales, and given that there has now been interest shown to purchase the land in the future, Council is required under Sections 189 and 223 of the *Local Government Act 1989* (the Act) to ensure that any sale of Council owned land is an open and transparent process.

The proposal must be advertised in the media and in accordance with Section 82A of the Act, on Council's website, for a period of not less than 28 days. If there are no objections or submissions received at the closing date, Council can then advertise the property for sale by private treaty, expression of interest or via a tender process.

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Mark Arians

That Council:

1. **Commence the statutory procedures to sell Lot S2 on PS546512B in accordance with Sec. 189 of the *Local Government Act 1989* ("the Act");**
2. **Give public notice under Sec. 82A and Sec. 223 of the Act ("the statutory advertising") of the proposed sale of the property in the appropriate newspapers and on Council's website;**
3. **Authorise the Chief Executive Officer to enter into a Contract of Sale, on terms satisfactory to the CEO ("the Contract of Sale"). The Contract of Sale will include, but not be limited to all existing services, covenants, easements and encumbrances (if any) located on the property being adequately protected and remaining in place; and**
4. **Authorise the Chief Executive Officer to obtain a further valuation for the site described as Lot S2 on PS546512B from a qualified Valuer as specified under Section 13DA(2) of the *Valuation of Land Act 1960* to report on the value of the land should it not be sold within six months of the current valuation.**

CARRIED

At 7:02 pm, Cr Sonia Wright returned to the meeting.

At 7:02 pm, Cr Charlie Gillingham left the meeting.

8.9 AUDIT COMMITTEE - MEMBERSHIP APPOINTMENT AND REMUNERATION

EXECUTIVE SUMMARY

Gannawarra Shire Council's Audit Committee Charter provides that the remuneration paid to each Independent Member be reviewed and set annually by the Council.

In addition to the review of remuneration, this report seeks Council's formal appointment for the vacant Independent Member in accord with the Audit Committee Charter.

RESOLUTION

Moved: Cr Sonia Wright

Seconded: Cr Mark Arians

That Council:

- 1. Set the 2018/19 Audit Committee annual sitting fee at \$1,700 for the Chair and \$1,200 for the other Independent Members.**
- 2. Appoint Bradley Tarr to the vacant position of Independent Member of Gannawarra Shire Council's Audit Committee.**

CARRIED

At 7:05 pm, Cr Charlie Gillingham returned to the meeting.

8.10 AUDIT COMMITTEE - 12 JUNE 2018 MEETING

EXECUTIVE SUMMARY

The Gannawarra Shire Council Audit Committee Charter requires the Director Corporate Services to provide a report of each meeting to the next Ordinary Meeting of Council, including an explanation of any specific recommendations and key outcomes.

This report relates to the Audit Committee meeting held on Tuesday, 12 June 2018.

RESOLUTION

Moved: Cr Mark Arians

Seconded: Cr Lorraine Learmonth

That Council note the recommendations and outcomes of the Audit Committee meeting held on 12 June 2018.

CARRIED

8.11 COUNCIL POLICY REVIEW

EXECUTIVE SUMMARY

Council officers undertake regular reviews of Council policies to ensure they are up to date and reflective of current practices. This report addresses the following policies which have recently been reviewed:

- Policy No. 069 – Roads – Drainage
- Policy No. 073 – Dust Control
- Policy No. 090 – Special Rates and Special Charges Scheme
- Policy No. 109 – Procurement

This report also introduces new Council Policy 134 – Fixed Assets – Recognition and Valuation, which has been developed to apply a systematic approach to the recognition of financial valuations of fixed assets.

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Mark Arians

That Council endorse the following policies:

- **Policy No. 069 - Roads - Drainage**
- **Policy No. 073 - Dust Control**
- **Policy No. 090 - Specials Rates and Special Charges Scheme**
- **Policy No. 109 - Procurement**
- **Policy No. 134 – Fixed Assets Policy**

CARRIED

8.12 G06-2018 DESIGN AND CONSTRUCTION OF A PEDESTRIAN BRIDGE AT KOONDROOK NATURE BASED TOURISM HUB

EXECUTIVE SUMMARY

Council officers have sought tenders by invitation for the design and construction of a pedestrian footbridge for the Koondrook Nature Based Tourism (NBT) Hub. The \$1,200,000 project is being undertaken with \$800,000 funding from Regional Development Victoria.

A key element of the NBT Hub to compliment the “Glamping Tents” is the connection to Gunbower Forest over Gunbower Creek via a bespoke Pedestrian Bridge. Tenders were called for the Design and Construction of a Pedestrian Bridge and closed on 4 June 2018.

A copy of the tender evaluation has previously been provided to the Councillors.

RESOLUTION

Moved: Cr Lorraine Learmonth

Seconded: Cr Mark Arians

That Council award contract G06-2018 for the design and construction of a pedestrian footbridge for the Koondrook Nature Based Tourism Hub to Maritime Constructions Pty Ltd for the lump sum payment, not subject to rise and fall, for the amount of \$681,788.80 inclusive of GST.

CARRIED

9 INFORMATION REPORTS

Nil

10 URGENT ITEMS

Nil

11 NOTICES OF MOTION

Nil

12 DELEGATES REPORTS

12.1 DELEGATES REPORT - 17 MAY, 2018 TO 27 JUNE, 2018

Cr Brian Gibson

18 May	MAV State Council Meeting - Melbourne
21 May	CommBank Centenary Foundation Grant Presentation - Kerang
23 May	National Simultaneous Storytime Event – Kerang Christian College
30 May	Reconciliation Week Event – Kerang
31 May	Meeting with Mark Gepp
31 May	Mallee Regional Partnership – State Assembly – Kerang
06 June	MRGC Dinner – Strathmerton

07 June	MRGC Meeting – Cobram
12 June	Gannawarra Shire Audit Committee Meeting Official Tour of Edify Energy Site
13 June	Meeting with Minister Kairouz
14 June	Aged Care Forum – Loddon Mallee Councils
15 June	Loddon Campaspe Councils Meeting - Wedderburn MAV Rural North Central Regional Meeting – Wedderburn
17-20 June	National Local Government Assembly - Canberra

Cr Mark Arians

23 May	Kerang Progress Association Meeting
31 May	Mallee Regional Partnership – State Assembly – Kerang
09 June	Show and Shine Meeting – Kerang
12 June	Official Tour of Edify Energy Site

Cr Jodie Basile

28 May	MAV State Council Meeting - Melbourne
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Cr Charlie Gillingham

22 May	Council Budget Session Kerang Lakes Community – Lake Charm
31 May	Mallee Regional Partnership – State Assembly – Kerang
12 June	Gannawarra Shire Audit Committee Meeting Official Tour of Edify Energy Site

Cr Lorraine Learmonth

17 May	MAV Arts and Culture Committee Meeting – Melbourne
21 May	Leitchville Men’s Shed Annual Meeting CommBank Centenary Foundation Grant Presentation – Kerang Cohuna & District Progress Association Meeting
22 May	Volunteers BBQ Cohuna
23 May	National Simultaneous Storytime Event – Kerang Primary School
25 May	Lovely Lady Lump Event – Lake Charm
28 May	Loddon Mallee LG Waste Forum – Wycheproof
30 May	Reconciliation Week Event – Kerang Art Salon – Leitchville
31 May	Mallee Regional Partnership – State Assembly – Kerang
14 June	Waste Management Australia – Enviro 18 Conference – Melbourne Leitchville Lions Club Changeover Dinner

Cr Steve Tasker

21 May	Koondrook Barham Lions Club Celebratory Dinner
23 May	Council Budget Session Murrabit Community – Murrabit
31 May	Mallee Regional Partnership – State Assembly – Kerang
08 June	Barrock Senior Citizens 50 th Celebration
12 June	Official Tour of Edify Energy Site Koondrook Development Committee Meeting
21 June	Municipal Fire Management Planning Committee Meeting

Cr Sonia Wright

17 May	CVGA Board Meeting
21 May	Cohuna & District Progress Association Meeting
31 May	Mallee Regional Partnership – State Assembly – Kerang
12 June	Official Tour of Edify Energy Site
18 June	Cohuna & District Progress Association Meeting

This table represents attendances at Council meetings and briefings:

Function Attended	Councillor (✓)						
	Gibson	Arians	Basile	Gillingham	Learmonth	Tasker	Wright
Council Strategic Briefing (22 May)	✓	✓	✓	✓	✓	✓	✓
Council Briefing (12 June)	✓	✓	A	✓	✓	✓	✓
Councillor Induction Refresher Training (13 June)	✓	✓	A	✓	✓	✓	✓
Council Strategic Briefing (26 June)	✓	✓	A	✓	✓	✓	✓
Ordinary Council Meeting (27 June)	✓	✓	A	✓	✓	✓	✓

LoA = Leave of Absence

A = Apology

13 CONFIDENTIAL ITEMS

Nil

Cr Gillingham expressed his best wishes to Cr Basile following her recent accident.

Cr Learmonth officially thanked Council staff for their contribution to the success of the Mallee Regional Partnership State Assembly in Kerang on 31 May 2018.

The Meeting closed at 7.20pm.

The Minutes of this meeting were confirmed at the Ordinary Meeting of the Gannawarra Shire Council held on 18 July 2018.

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Cr Brian Gibson - Mayor
CHAIRPERSON