

Council Meeting

Agenda

Date: Wednesday 27 April 2022

Time: 5.30pm

**Venue: Civic Centre (Council Meeting Room)
13 Mair Street, Benalla**

The *COVID-19 Omnibus (Emergency Measures) Act 2020* enables councils to hold meetings electronically. This measure is intended to ensure the safety of members of the public, Councillors and Council staff.

The Council Meeting Room has limited capacity for public attendance. Accordingly, members of the public are encouraged to watch the live broadcast of the meeting at www.benalla.vic.gov.au

Any person wishing to participate in Question Time in accordance with Rule 7.2 of the *Governance Rules 2020* should contact the Council by emailing council@benalla.vic.gov.au or telephoning Governance Coordinator Jessica Beaton on (03) 5760 2600.

In accordance with the Governance Rule 6.4 an audio recording will be made of the proceedings of the meeting.

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Agenda

Chair Councillor Bernie Hearn (Mayor)

Councillors Councillor Danny Claridge
Councillor Peter Davis
Councillor Don Firth
Councillor Punarji Hewa Gunaratne
Councillor Justin King
Councillor Gail O'Brien

In attendance Dom Testoni Chief Executive Officer
Robert Barber General Manager Corporate
Jessica Beaton Governance Coordinator

1. Opening and Acknowledgment of Country

The chair will open the meeting and recite the following Acknowledgement of Country.

We, the Benalla Rural City Council, acknowledge the traditional custodians of the land on which we are meeting. We pay our respects to their Elders past and present and to Elders from other communities who may be here today.

2. Statement of Commitment

The Councillors will recite the following Statement of Commitment:

*I declare,
that as a Councillor of Benalla Rural City
I will undertake on every occasion
to carry out my duties in the best interests of the community
and that my conduct shall maintain the standards of our Councillor Code of Conduct
so that I may faithfully represent
and uphold the trust placed in the Council
by the people of Benalla and District.*

Governance Matters

This Council Meeting is conducted in accordance with the *Local Government Act 2020* and the *Benalla Rural City Council Governance Rules 2020*.

Recording of Council Meetings

In accordance with the *Governance Rules 2020* clause 6.4 meetings of Council will be audio recorded and made available for public access, with the exception of matters identified as confidential items in the agenda.

Behaviour at Meetings

Members of the public present at a meeting must remain silent during the proceedings other than when specifically invited to address the Committee.

The Chair may remove a person from a meeting for interjecting or gesticulating offensively after being asked to desist, and the chair may cause the removal of any object or material that is deemed by the Chair to be objectionable or disrespectful.

The Chair may call a break in a meeting for either a short time, or to resume another day if the behaviour at the Council table or in the gallery is significantly disrupting the Meeting.

3. Disclosures of Conflict of Interest

In accordance with the *Local Government Act 2020*, a Councillor must declare any Conflict of Interest pursuant to Section 130 of the Act in any items on this Agenda

At the time indicated in the agenda, a Councillor with a conflict of interest in an item on that agenda must indicate they have a conflict of interest by clearly stating:

- the item for which they have a conflict of interest;
- whether their conflict of interest is general or material; and
- the circumstances that give rise to the conflict of interest.

Immediately prior to the consideration of the item in which they have a conflict of interest, a Councillor must indicate to the Meeting the existence of the conflict of interest and leave the Meeting.

4. Apologies

Recommendation:

That the apology/ies be accepted and a leave of absence granted.

5. Confirmation of the Minutes of the Previous Meeting

The minutes have been circulated to Councillors and posted on the Council website www.benalla.vic.gov.au pending confirmation at this meeting.

Recommendation:

That the Minutes of the Council Meetings held on Wednesday 23 March and Wednesday 20 April 2022 be confirmed as true and accurate records of the meetings.

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6. Public Question Time

The Council's *Governance Rules 2020* provide the opportunity for members of the public to lodge written questions of broad interest to the Council and the community.

Questions of the Council will not be allowed during any period when the Council has resolved to close the meeting in respect of a matter under section 66 (1) of the *Local Government Act 2020* (the Act).

A question may be on any matter except if it:

- is considered malicious, defamatory, indecent, abusive, offensive, irrelevant, trivial, or objectionable in language or substance;
- relates to confidential information as defined under the Act;
- relates to the personal hardship of any resident or ratepayer; or
- relates to any other matter which the Council considers would prejudice the Council or any person.

No more than two questions will be accepted from any person at any one meeting.

All questions and answers must be as brief as possible, and no discussion may be allowed other than by Councillors for the purposes of clarification.

Like questions may be grouped together and a single answer provided.

The Chair may nominate a Councillor, the Chief Executive Officer or another member of Council staff to respond to a question.

Recommendation:

That the question(s) and answer(s) be noted.

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7. Petitions

7.1 Petition: Declare Churchill Reserve A Time Share Off Leash Area

A petition containing 613 signatories has been received requesting the Council immediately rescind the newly introduced rule and declare Churchill Reserve a time share off leash area.

Refer **Appendix 1**.

Recommendation:

1. That the petition be received.
2. That a report be presented to Planning and Development Committee on 18 May 2022.

8. Record of Committees

8.1 Finance and Operations Committee

The reports and recommendations of the Finance and Operations Committee held on Wednesday 13 April 2022 are attached as **Appendix 1**.

Recommendation:

That the reports and recommendations of the Finance and Operations Committee meeting held on Wednesday 13 April 2022 be adopted.

8.2 Planning and Development Committee

The reports and recommendations of the Planning and Development Committee held on Wednesday 20 April 2022 are attached as **Appendix 1**.

Recommendation:

That the reports and recommendations of the Planning and Development Committee meeting held on Wednesday 20 April 2022 be adopted.

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Petition to Benalla Rural City Council

Date 21 March 2022

Petition organiser Darryl Mauger

Address [REDACTED]

Email [REDACTED] [REDACTED]

To the Mayor and Councillors of Benalla Rural City: Copy to CEO

The following petitioners draw the attention of the Council Benalla Rural City to:

Council have recently introduced new rules banning off leash dogs at Churchill Reserve.

This is impacting the mental health and wellbeing of our residents many of whom use this area daily to get exercise for both themselves and their pets.

The fully fenced area at this reserve enables all ratepayers and registered dog owners to meet and enjoy each other's company whilst exercising. This was particularly important in the pandemic period.

The reserve offers a safe, well maintained and visible area in particular for those of us who are impaired with mobility and sight issues. The evenness of the grounds makes it easy for them to navigate around.

There is no other public space available for this purpose for the large developing population in the western end of the Benalla Rural City.

The alternative locations designated for off leash are considered unsuitable and unsafe for both residents and dogs.

The following petitioners request that Council immediately rescind the newly introduced rule and declare Churchill Reserve a time share off leash area.

Name <i>(please print name)</i>	Address <i>(please print full residential address)</i>	Signature <i>(petitioners must sign)</i>
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Number of signatures on page

10

Business

1. Public Question Time

It is recorded that Marianne Hamilton tabled a question regarding the Splash Park.

What is the true annual cost of maintaining and servicing the Splash Park? And how many days per year is it operating as a splash park?

The Chief Executive Officer answered that the 2021/22 annual budget for operating the Splash Park is \$43,200, the year to date spend, including the temporary hire and emptying of onsite portaloos, is \$27,659. The non-operating expense depreciation budget is \$88,000. The Splash Park commenced operating in early November 2021 and will close on 24 April 2022.

Cr Hearn / Cr Firth:

That the question and answer be noted.

Carried

2. 2021/2022 Community Sponsorship Program

The report presented funding applications under the 2021/22 Community Sponsorship Program.

Cr Davis / Cr Claridge:

That \$500 grants from the 2021/22 Community Sponsorship Program be allocated to For the Good of Devenish and the Rotary Club of Benalla Inc.

Carried

3. Draft *Benalla Rural City Council Youth Strategy 2022-2026* – Endorsement for Public Consultation

The report presented for consideration the draft *Benalla Rural City Council Youth Strategy 2022-2026*.

Cr Hearn / Cr O'Brien:

That the Finance and Operations Committee, acting under its delegated authority of the Council, resolve:

1. That the draft *Benalla Rural City Council Youth Strategy 2022-2026* be endorsed for public exhibition.
2. That the *Benalla Rural City Council Youth Strategy 2022-2026* be placed on public exhibition for a period of at least 28 days.

Carried

4. Mayor, Deputy Mayor and Councillor Allowances

The report presented the outcome of the determination of the Victorian Independent Remuneration Tribunal's on allowances payable to Mayors, Deputy Mayors and Councillors.

Cr Firth / Cr Claridge:

That the report be noted.

Carried

5. Benalla Rural City Council Chief Executive Officer Employment And Remuneration Committee – Appointment of Independent Advisor

The report considered the appointment of an Independent Advisor to the Chief Executive Officer Employment and Remuneration Committee.

Cr Davis / Cr Hearn:

That the Finance and Operations Committee, acting under its delegated authority of the Council, resolve to appoint Chris Eddy as the Independent Advisor on the Benalla Rural City Council Chief Executive Officer Employment and Remuneration Committee for a two-year term commencing 13 April 2022.

Carried

Business**1. Public Question Time**

No questions were submitted to the meeting.

2. Planning Application For A Multi Lot Subdivision (88 Lots) And The Removal Of Native Vegetation And The Construction Of A Dwelling On Each Lot At Lot 2, PS502039 And Lot 3, PS501382 – Bourke Drive, Benalla

This report assessed a planning application received for a Multi lot subdivision (88 lots), the removal of native vegetation, the creation and variation of easements and the construction of a dwelling on each lot at Lot 2, PS502039 and Lot 3, PS501382, Bourke Drive, Benalla.

It is noted that the following people made submissions on the item:

- Mr Tim Pepper from Livingstone Estate spoke in support of the planning application
- Mr Matthew Elliot from Tomkinson Group spoke in support of the planning application
- Mrs Gwen Mildren provided a written statement against the planning application.

Cr Davis / Cr Hearn:

That an extension of three minutes be given to Mr Matthew Elliot.

Carried

Cr Firth / Cr Davis:

That Council having caused notice of Planning Application No. P0005/20 to be given under Section 52 of the *Planning and Environment Act 1987* and having considered all the matters required under Section 60 of the *Planning and Environment Act 1987* decides to issue a Notice of Decision to Grant a Permit under the provisions of the Benalla Planning Scheme in respect of the land known and described as Lot 2, PS502039 and Lot 3, PS501382, Bourke Drive, Benalla, for a multi lot subdivision, the removal of native vegetation, the creation and removal of easements and the construction of a dwelling on each lot in accordance with the endorsed plans, with the application dated 31 January 2021 and subject to the following conditions:

- 1 Prior to certification of the plan of subdivision, 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 will then form part of this 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 Concept Development Plan submitted [Drawing No. W1269-CP01/2 Rev P] but modified to show:**

- (a) Alteration to the intersection of Coish Avenue and Third Avenue with the inclusion of a local street roundabout generally in accordance with AS1742.13-2009, Figure 3.4.
 - (b) Road widening on the development side with kerb and channel for the full frontage of the property along Goomalibee Road to match the offset of the existing kerb line near the Coish Avenue intersection or as agreed with the Responsible Authority.
 - (c) Road network and intersection priorities amended to reflect the recommendations shown on the TTM Traffic Facilities Plan [Drawing No. 11405110 Rev A].
- 2 Before certification, or any other such time as agreed by the Responsible Authority, streets within that stage must be named to the satisfaction of the responsible authority in accordance with the Guidelines for Geographic Names 2010.
 - 3 The subdivision and staging as shown on the endorsed plan(s) and/or described in the endorsed documents must not be altered or modified (for any reason) except with the prior written consent of the Responsible Authority.
 - 4 Prior to the issue of a Statement of Compliance for the subdivision, all planning conditions and all other requirements of the responsible authority and the relevant referral authorities must be completed, or satisfactorily provided for, to the satisfaction of the Responsible Authority and the relevant referral authorities.
 - 5 Prior to the issue of a Statement of Compliance for each stage of the subdivision, the permit holder must undertake, or cause to be undertaken for that stage, full construction of all new access ways, drainage and related infrastructure as required by the conditions of this permit.
 - 6 All the works must conform to plans and specifications prepared at the expense of the applicant by a qualified Engineer and endorsed by the Responsible Authority prior to commencement of construction. Unless otherwise agreed in writing, the Authority will only approve plans and specifications that comply with the most recent version of the Infrastructure Design Manual [IDM) published by the Local Government Infrastructure Design Association, and with all relevant permit conditions.
 - 7 No covenant or restriction of title may be registered on the subject land unless otherwise approved in writing by the Responsible Authority.
 - 8 Prior to the issue of a Statement of Compliance, the Applicant or Owner must provide land or pay to the Council a sum equivalent to five per cent of the undeveloped site value of all land in the subdivision in lieu of open space.

The Applicant or Owner must request Council, in writing, to undertake the property valuation and must pay the Council's reasonable costs and expenses to provide such a valuation.
 - 9 The owner of the land must enter into an agreement with:

- (a) a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and
 - (b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.
- 10 Before the issue of a Statement of Compliance for any stage of the subdivision under the Subdivision Act 1988, the owner of the land must provide written confirmation from:
- (a) a telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and
 - (b) a suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.

Restrictions and Agreements

- 11 Prior to the issue of a Statement of Compliance for each stage of the subdivision, the owner of the subject land must, at no cost to the Responsible Authority, enter into an agreement (in a form satisfactory to the Responsible Authority) with the Responsible Authority pursuant to Section 173 of the Planning and Environment Act 1987 and confirmation of lodgement submitted. This agreement must provide that:
- Except with the prior written consent of the Responsible Authority;
- (a) All stormwater falling on the roof of each habitable building on the Lot must be collected and conveyed to a rainwater tank, or series of tanks, with a minimum storage capacity of at least 10,000 litres.
 - (b) The required tank(s) must be installed prior to the commencement of the use of the respective buildings or as directed by the Responsible Authority, whichever occurs first.
 - (c) Each rainwater tank installed pursuant to this Agreement must incorporate a drawdown outlet, not more than 40mm in diameter (Discharge = 3.9L/s), installed in a manner that ensures that a reserve capacity of at least 5,000 litres will be restored following drawdown.
 - (d) The discharge from all drawdown outlets and tank overflow outlets must be collected and conveyed by pipes to a nominated legal point of discharge.
 - (e) All works prescribed by this Agreement are to be completed to the satisfaction of the Responsible Authority.

- (f) Works prescribed by this Agreement may not be altered in any shape or form without the prior written consent from the Responsible Authority.
- (g) Each rainwater tank system will be maintained to the satisfaction of the Responsible Authority.
- (h) A duly appointed officer of the Responsible Authority will be allowed to inspect the rainwater tank system at mutually agreed times to ensure compliance with this Agreement.

The owner/operator under this permit must pay full costs of the preparation, execution and registration of the Section 173 Agreement.

- 12 Prior to Statement of Compliance for each stage of the subdivision, all building envelopes approved on the endorsed plan must be detailed on the plan of subdivision as a Section 23 restriction, a Section 173 Agreement or a Memorandum of Common Provisions to the satisfaction of the Responsible Authority. The restriction must be recorded on Title at the expense of the owner /developer.
- 13 Prior to Statement of Compliance for Stage six of the subdivision, Lots 137 to 145 of the subdivision must be provided with a Memorandum of Common Provisions detailing the following requirements:
 - All dwellings must be orientated to have their front entrances facing west towards the public open space reserve.
 - All vehicle access to the lots must be via the roadway to the east.
 - Dwellings must be designed to be attached or semi-detached.
 - Front fencing towards the public open space reserve must be no more than 1.2m in height.
 - Dwellings must show compliance with the objectives contained within Clause 54 of the Benalla Planning Scheme.

The memorandum of common provisions must be submitted to and approved by the Responsible Authority. The memorandum of common provisions must be registered on title at the expense of the owner/developer.

General Engineering

- 14 Prior to the issue of a Statement of Compliance, the applicant must undertake, or cause to be undertaken, full construction of all new access way, footpaths, drainage and related infrastructure. All these works must conform to plans and specifications prepared at the expense of the applicant by a qualified engineer and approved by the Responsible Authority before construction begins.

Earthworks

- 15 Prior to the issue of a statement of compliance for each stage of the subdivision the permit holder must satisfy the Responsible Authority that:
 - (a) where an existing dam, basin or other water body is to be filled, the area has been drained and desilted in accordance with IDM standards before filling commences.

- (b) any fill required for finished surface levels to comply with drainage, building, parking and/or access requirements has been selected, placed and compacted in layers, in accordance with IDM standards.
 - (c) any batters formed, or retaining walls constructed, whose individual or cumulative height above or below ground level in adjacent properties exceeds one meter, and/or any soil stabilisation measures, have been designed by, and constructed under the supervision of, a qualified engineer, in accordance with IDM standards.
- 16 Prior to the issue of a Statement of Compliance the applicant must satisfy the Responsible Authority that any fill required to ensure that the finished surfaces of the building envelopes of each lot are located above the 1 per cent AEP flood level and must be placed and compacted in accordance with the requirements of Clause 15.3 of the IDM.
- 17 All filling over 300mm in depth on the site must be supervised, carried out, completed and recorded in accordance with:
- (a) the provisions of any Construction Management Plan; and
 - (b) Australian Standard AS 3798 2007 (Guidelines on earthworks for commercial and residential developments) to the satisfaction of the Responsible Authority.
- 18 Before the issue of a Statement of Compliance unless otherwise agreed in writing by the Responsible Authority, compaction test results and a report certifying that the filling has been properly carried out shall be provided to the satisfaction of the responsible authority. The land must be filled in a manner that does not:
- (a) cause a nuisance on nearby land through the emission of dust; or
 - (b) adversely affect the drainage of adjacent land through sediment and the like.
 - (c) affect overland flow paths.

Drainage

- 19 Before certification of the plan of subdivision the subdivision, drainage plans and computations, prepared in accordance with IDM procedures and criteria, must be submitted to, and approved by, the Responsible Authority and must demonstrate:
- (a) Compliance with the Flood Impact assessment prepared by Cardno dated 6th July 2021 and amended to reflect the recommendations outlined by Goulburn Broken Catchment (GBCMA Authority letter dated 20th August 2021.
 - (b) MUSIC modelling or approved equivalent to ensure compliance with Water Sensitive Urban Design (WSUD) and Best Practice Management Guidelines for stormwater quality.

- 20** Before construction begins detailed plans, specifications and computations for the proposed drainage basins, pumpstation and rising main to an approved point of discharge to the satisfaction of the Responsible Authority, must be prepared by a qualified engineer in accordance with Clause 16.14 of the IDM, and must be submitted to the Responsible Authority for consideration and approval.
- 21** Prior to the issue of a statement of compliance for each stage of the subdivision the permit holder must satisfy the Responsible Authority that:
- (a) a legal point of discharge, connected to the external drainage network in accordance with IDM standards and without reducing the flow capacity or structural integrity of that network, has been established within the boundary of each Lot.
 - (b) all stormwater runoff originating from or transferred through each Lot in a 20 per cent AEP rainfall event will be collected and conveyed by underground pipes to a legal point of discharge.
 - (c) all stormwater runoff originating from or transferred through each Lot in a 1 per cent AEP rainfall event will be collected and conveyed to a practical and satisfactory destination, without adversely affecting any person, infrastructure or natural features in or beyond the development.
 - (d) measures to improve drainage in the surrounding area have been considered, including measures to assist in and making provision for draining all external catchments and the outfall along Goomalibee Road including upgrading of drains and culverts as required.
 - (e) the finished surface level within all building envelopes associated with each Lot will be above the peak water level in nearby drainage reserves, waterways, floodways or water bodies in a 1 per cent AEP rainfall or flood event.
 - (f) all fencing installed on any boundary between the Lot and an adjacent drainage reserves, waterway or area subject to inundation is of open construction and does not obstruct natural surface flows into and out of the site.
 - (g) any necessary easements have been created to facilitate future connection to, and maintenance of, drainage infrastructure serving more than one Lot or property, and that no damage to the infrastructure contained in existing easements has been occasioned by the relevant construction processes and activities.
- 22** Prior to the issue of a Statement of Compliance, the applicant must satisfy the Responsible Authority that, where the proposed outlet discharges to an open channel, the integrity of the outfall point has been secured, the kinetic energy of the outflow reduce to levels acceptable to the Authority, the receiving channel protected against erosion, and the flow capacity of the channel maintained.

On-Site Detention

- 23** Before construction begins for each stage of the subdivision the permit holder must satisfy the Responsible Authority that:

- (a) sufficient on-site detention will be provided to limit the peak discharge from the developed site in a 1 per cent AEP rainfall event to the corresponding pre-development level for each stage as recommended by the IDM.
- (b) any in-ground infrastructure intended to collect surface runoff and limit the resultant outflow will make provision to protect the relevant control device from blockage so far as reasonably practicable, and to mobilise an alternative flow path should blockage be experienced.

24 Before construction begins for each stage of the subdivision, detailed plans and computations for the proposed rainwater tanks, retardation basin, together with access routes and working platforms for maintenance, must be prepared by a Qualified Engineer in accordance with Clause 18 of the IDM, and be submitted to and approved by the Responsible Authority.

Water Sensitive Urban Design

25 Before construction begins for each stage of the subdivision, the applicant must satisfy the Responsible Authority that appropriate measures will be taken to enhance the quality of stormwater discharged from the developed site, in accordance with IDM procedures and criteria.

Road Design

26 The permit holder must engage a qualified civil engineer to design the roads and intersections serving the development in accordance with IDM standards. The plans must be submitted to and approved by the Responsible Authority prior to the commencement of works.

27 All roads within the new subdivision and the Goomalibee Road frontage and intersection must be provided with public lighting in accordance with the requirements of Australian Standard 1158.1 to the satisfaction of the Responsible Authority. New lighting should be located outside the Clear Zones wherever possible, and meet the standards for Category V or Category P lighting, as appropriate.

28 Prior to the issue of a statement of compliance for each stage of the subdivision the permit holder must satisfy the Responsible Authority that:

- (a) all roads and intersections have been constructed in accordance with the approved designs and IDM standards.
- (b) all existing or proposed roads within the subject property have been provided with appropriate high-efficiency street lighting in accordance with IDM standards and AS1158.

29 Prior to Statement of Compliance for Stage Four, all road infrastructure including footpaths, kerb and channel and street lighting within Stage Seven abutting Livingston Boulevard must be constructed and completed to the satisfaction of the Responsible Authority.

Landscaping

30 Before construction begins, a detailed landscape plan, must be prepared by a person suitably qualified or experienced in landscape design, and must be submitted to and approved by Council.

The plan must show:

- (a) New plantings to be provided in any road reserves and municipal reserves;**
- (b) A detailed planting schedule of all proposed trees, shrubs and ground-covers;**
- (c) Paths, paved areas, structures and street furniture;**
- (d) Detailed planting and construction layout drawings, including site contours;**
- (e) Any changes to existing levels, including elements such as retaining walls;**
- (f) Certified structural designs or building forms where required; and**
- (g) Removal of existing infrastructure or stockpiles and weed eradication.**
- (h) Fencing of all Reserves to be handed over to Council.**
- (i) Prior to the issue of a statement of compliance for each stage of the subdivision all works shown on the landscape plan for that stage must be completed to the satisfaction of Council.**
- (j) The provision of reticulated services to each public open space area.**

- 31 The landscaping works shown on the approved landscape plan for any stage must be carried out and completed to the satisfaction of the responsible authority prior to the issue of a Statement of Compliance for that stage or any other time agreed in writing by the responsible authority.**

Staged Development

- 32 Where the permit holder intends to complete a development in stages, plans and specifications for each stage, including any temporary works required to facilitate traffic movements once that stage is complete, must be submitted to and approved by the Responsible Authority before construction begins, and the permit holder must lodge with the Authority a bond sufficient to cover the full costs of upgrading any temporary works associated with the stage in question.**
- 33 Prior to the issue of a statement of compliance for each stage of the subdivision;**
- (a) should any drainage infrastructure essential to the operation of the completed stages be located outside the boundaries of those stages, the permit holder must satisfy the Responsible Authority that temporary easements must be provided so that the Authority has appropriate legal access to the infrastructure in question.**
 - (b) should any road terminate before the location of the permanent court bowl on completion of the stage, the permit holder must satisfy the Responsible Authority that a temporary court bowl has been designed and constructed in accordance with IDM standards, and arrangements must be made to ensure that the adjacent permanent sealed road surfaces are not damaged.**

Within two years of the issue of a statement of compliance for each stage of the subdivision, unless development of the property beyond that point has commenced, the permit holder must satisfy the Responsible Authority that any temporary court bowl remaining from a previous stage has been designed, constructed and sealed in accordance with IDM standards.

Infrastructure Transferred to Council

- 34** All civil infrastructure works, other than landscape elements, created by the development, and passing into the ownership and control of Council, must, following practical completion of the works, be maintained by the applicant in good condition and repair for a period of three months, with any subsequent defects being corrected as they become evident for a further period of nine months.
- 35** All landscape elements, including vegetation integral to the operation of WSUD devices, created by the development, and passing into the ownership and control of Council, must be maintained by the applicant in good condition and repair, with all defects corrected, for a period of at least 24 months, including two complete summers, from practical completion. During this period, any dead, diseased or damaged (other than by intentional action) plants and/or landscaped areas must be repaired or replaced as soon as reasonably possible, rather than upon completion of the maintenance period.
- 36** Prior to the issue of a Statement of Compliance for each stage of the subdivision:
- (a) an itemised statement of the civil construction costs for the current stage, excluding GST, must be submitted to and approved by the Responsible Authority.
 - (b) the permit holder must provide Council with a maintenance bond equal to 5 per cent of the approved civil construction costs for the current stage. This bond will be held by Council until any and all defects notified to the applicant before or during the maintenance and defects liability period have been made good to the satisfaction of Council.
 - (c) the permit holder must pay to Council plan checking fees equal to 0.75 per cent, and works supervision fees equal to 2.5 per cent, of the approved civil construction costs for that stage.
 - (d) the permit holder must arrange for CCTV verification of all underground drainage assets which will be handed over to Council at the conclusion of that stage, and must supply the results of that verification to Council at the time, and in the format, specified in the IDM.
 - (e) the permit holder must prepare and submit as-constructed drawings covering all civil construction works associated with that stage to Council in DWG or DXF format, geo-referenced to Zone 55, GDA 2020, to the satisfaction of Council or to the satisfaction of the Responsible Authority.

Construction

- 37** Before construction begins for each stage of the subdivision a Site Management Plan for that stage of the subdivision must be submitted to and approved by the Responsible Authority, and effective measures consistent with the Plan must be taken to:
- (a) Implement effective traffic management and environmental controls;
 - (b) Establish and maintain safe construction vehicle access to the site;

- (c) Maintain vehicle and machinery hygiene;
- (d) Avoid the spread of soil-borne pathogens and weeds;
- (e) Minimise erosion, sedimentation and contamination;
- (f) Reduce the impact of noise, dust and other emissions during construction;
- (g) Prevent mud, dirt, sand, soil, clay or stones from entering the drainage system;
- (h) Avoid having such materials deposited on public land by construction vehicles;
- (i) Establish and maintain all recommended Tree Protection Zones.

- 38 During construction, no excavated or construction materials may be placed or stored outside the site area or on adjoining road reserves, except where the materials are required for any road or footpath construction works in such reserves which are required as part of this permit.
- 39 As soon as practicable after construction has been completed, all areas disturbed in the course of the works must be restored to their original condition, to the satisfaction of the Responsible Authority.
- 40 All works must be carried out generally in accordance with the measures set out in the Site Management Plan approved by the Responsible Authority.
- 41 All construction activities associated with the subdivision must be carried out in such a manner so as to not create nuisance to the satisfaction of the Responsible Authority.

North East Water Conditions 42-56

- 42 The owner of the subject land (or applicant in anticipation of becoming the owner) is required to enter into a legal agreement with North East Water detailing the works to be constructed, and other requirements to be met, necessary for the provision of reticulated water supply to each of the lots and proposed dwellings, within the development, at the owners cost, to the satisfaction of North East Water, provided:
- (a) where the development is staged, a number of agreements may be required for separate stages; and
 - (b) each agreement must be in accordance with North East Water policy and requirements applying at the time of entry into the relevant agreement.
- 43 The owner of the subject land (or applicant in anticipation of becoming the owner) is required to enter into a legal agreement with North East Water detailing the works to be constructed and other requirements to be met, necessary for the provision of reticulated sewerage services to each of the lots and proposed dwellings, within the development, at the owners cost, to the satisfaction of North East Water, provided:
- (a) where the development is staged, a number of agreements may be required for separate stages; and

- (b) each agreement must be in accordance with North East Water policy and requirements applying at the time of entry into the relevant agreement.
- 44 Where the development (including any subdivision) occurs in stages the availability of water supply and sewerage services may be delayed having regard to NEW system capacity, conditions in relation to which shall be detailed in the relevant agreement for water supply and/or sewerage services.
- 45 The works required to be constructed for the provision of water supply and sewerage services must include, where so required by and to the satisfaction of, North East Water:
- (a) works external to the subject land to allow connection to the North East Water water supply and sewerage systems;
 - (b) the vesting at no cost of such of those works required by North East Water, to North East Water (“Developer Works”); and
 - (c) works to ensure compatibility with and allowance for, other developments being served through existing and future North East Water infrastructure, including the Developer Works
 - (d) internal or private works within the development, in accordance with applicable plumbing standards and providing adequate pressure and service levels.
- 46 Any modification to the development approved under this permit, including an increase or decrease in the number of dwellings or lots (or both) or the inclusion of additional land, requires the further consent of and may be subject to modified conditions, to the satisfaction of, North East Water.
- 47 Prior to the issue of a Statement of Compliance, the applicant must pay a new customer contribution determined in accordance with North East Water’s policy for development charges applicable to the water supply system currently servicing the area in which the subject land is located.
- 48 Prior to the issue of a Statement of Compliance, the applicant must pay a new customer contribution determined in accordance with North East Water’s policy for development charges applicable to sewers and disposal systems currently servicing the area in which the subject land is located.
- 49 The applicant must create easements to the satisfaction of and in favour of North East Water, over all existing and proposed sewerage facilities within the proposed subdivision.
- 50 The applicant must ensure that private water services do not traverse property boundaries and are independently supplied from a point of supply approved by North East Water.
- 51 The applicant must provide easements through other land, to the satisfaction of North East Water, if such easements are considered necessary for the efficient and economic servicing of the subject land.

- 52 That the applicant pays applicable charges determined in accordance with North East Water's policy for development charges, applicable from time to time towards North East Water's sewers and disposal systems servicing the area to which the permit applies.
- 53 Where the subject land is developed in stages, the North East Water conditions will apply to any subsequent stage of the subdivision.
- 54 Where an easement created in favour of North East Water is located within a proposed road reserve in a future stage, prior to the certification of the plan of subdivision for that stage, the applicant must formally remove the easement from the title to the land.
- 55 North East Water's consent to the issue of a Statement of Compliance under the Subdivision Act 1988 is conditional upon completion of all works, and meeting all requirements set out in this permit and any relevant agreement with, North East Water.
- 56 The plan of subdivision for certification must be referred to North East Water in accordance with Section 8 of the Subdivision Act 1988.

AusNet Conditions 57-58

- 57 The Plan of Subdivision submitted for certification must be referred to Ausnet Electricity Services Pty Ltd in accordance with Section 8 of the Subdivision Act 1988.
- 58 The applicant must –
- Enter in an agreement with Ausnet Electricity Services Pty Ltd for supply of electricity to each lot on the endorsed plan.
 - Enter into an agreement with Ausnet Electricity Services Pty Ltd for the rearrangement of the existing electricity supply system.
 - Enter into an agreement with Ausnet Electricity Services Pty Ltd for rearrangement of the points of supply to any existing installations affected by any private electric power line which would cross a boundary created by the subdivision, or by such means as may be agreed by Ausnet Electricity Services Pty Ltd.
 - Provide easements satisfactory to Ausnet Electricity Services Pty Ltd for the purpose of "Power Line" in the favour of "Ausnet Electricity Services Pty Ltd" pursuant to Section 88 of the Electricity Industry Act 2000, where easements have not been otherwise provided, for all existing Ausnet Electricity Services Pty Ltd electric power lines and for any new power lines required to service the lots on the endorsed plan and/or abutting land.
 - Obtain for the use of Ausnet Electricity Services Pty Ltd any other easement required to service the lots.
 - Adjust the position of any existing Ausnet Electricity Services Pty Ltd easement to accord with the position of the electricity line(s) as determined by survey.

- Set aside on the plan of subdivision Reserves for the use of Ausnet Electricity Services Pty Ltd for electric substations.
- Provide survey plans for any electric substations required by Ausnet Electricity Services Pty Ltd and for associated power lines and cables and executes leases for a period of 30 years, at a nominal rental with a right to extend the lease for a further 30 years. Ausnet Electricity Services Pty Ltd requires that such leases are to be noted on the title by way of a caveat or a notification under Section 88 (2) of the Transfer of Land Act prior to the registration of the plan of subdivision.
- Provide to Ausnet Electricity Services Pty Ltd a copy of the plan of subdivision submitted for certification that shows any amendments that have been required.
- Agree to provide alternative electricity supply to lot owners and/or each lot until such time as permanent supply is available to the development by Ausnet Electricity Services Pty Ltd. Individual generators must be provided at each supply point. The generator for temporary supply must be installed in such a manner as to comply with the Electricity Safety Act 1998.
- Ensure that all necessary auditing is completed to the satisfaction of Ausnet Electricity Services Pty Ltd to allow the new network assets to be safely connected to the distribution network.

Goulburn Broken Catchment Management Authority Conditions 59-62

- 59 Revised flood modelling is provided to the Goulburn Broken CMA which demonstrates the following:
- (a) Flood depths along access/egress paths are no greater than 0.5 metres, and
 - (b) No off-site flood level or flood velocity impacts.
- 60 The Flood Impact Report is updated to include details of the change in floodplain storage due to the proposed subdivision development.
- 61 Revised documentation addressing Conditions 1 and 2 (above) are provided to the Goulburn Broken CMA for its consideration and approval prior to certification of the proposed subdivision.
- 62 The Finished Floor Level of any proposed dwelling must be constructed at least 300 millimetres above the applicable 100-year ARI flood level. As the 100-year ARI flood level varies across the Site, the finished floor levels will also need to vary.

Department of Environment, Land, Water and Planning Conditions 63-66

Notification of permit conditions

- 63 Before any works start, the permit holder must advise all persons undertaking works on site of all relevant permit conditions and associated statutory requirements or approvals.

Protection of retained vegetation

- 64** Before works start, a plan to the satisfaction of the Benalla Rural City Council identifying all native vegetation to be retained and describing the measures to be used to protect the identified vegetation during construction, must be prepared and submitted to and approved by the responsible authority. When approved, the plan will be endorsed and will form part of this permit. All works constructed or carried out must be in accordance with the endorsed plan.
- 65** Except with the written consent of the Benalla Rural City Council, within the area of native vegetation to be retained and any tree or vegetation protection zone associated with the permitted use and/or development, the following is prohibited:
- (a)** vehicular or pedestrian access
 - (b)** trenching or soil excavation
 - (c)** storage or dumping of any soils, materials, equipment, vehicles, machinery, or waste products
 - (d)** entry and exit pits for the provision of underground services
 - (e)** any other actions or activities that may result in adverse impacts to retained native vegetation.

Native Vegetation Offsets

- 66** To offset the removal of 2.427 hectares of native vegetation, the permit holder must secure the following native vegetation offset in accordance with Guidelines for the removal, destruction or lopping of native vegetation (DELWP 2017):
- (a)** A general offset of 0.696 general habitat units:
 - i)** located within the Goulburn Broken Catchment Management boundary or Benalla Rural City Council municipal area
 - ii)** with a minimum strategic biodiversity value of at least 0.734

The offset(s) secured must also protect 15 large trees.

- 67** Before any native vegetation is removed evidence that the offset required by this permit must be provided to the satisfaction of Benalla Rural City Council. This evidence must be following:
- credit extract(s) allocated to the permit from the Native Vegetation Credit Register.
- 68** A copy of the offset evidence will be endorsed by the responsible authority and form part of this permit. Within 30 days of endorsement of the offset evidence, a copy of the endorsed offset evidence must be provided to Planning and Approvals at the Department of Environment, Land, Water and Planning Hume regional office via P&A.north@delwp.vic.gov.au.

Permit Expiry

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

- (a) Stage 4 of the plan of subdivision is not certified within 2 years of the date of this permit;
- (b) Stage 5 of the plan of subdivision is not certified within 4 years of the date of this permit; or
- (c) Stage 6 of the plan of subdivision is not certified within 6 years of the date of this permit; or
- (d) Stage 7 of the plan of subdivision is not certified within 8 years of the date of this permit.
- (e) Each stage of the plan of subdivision is not registered at Land Registration Services within 5 years of the certification of the respective stage.

The Responsible Authority may extend the time for certification if a request is made in writing before the permit expires or within six months afterwards.

General Notes

- The granting of this permit does not obviate the necessity for compliance with the requirements of any other authority under any act, regulation or local law.
- An asset protection permit is required prior to the commencement of any works on site.
- Before undertaking any works that cross onto public land or roads, the permit holder must obtain a permit from the relevant authority giving Consent to Work within a Road Reserve.
- This permit does not authorise the commencement of any demolition works. Before any such development may commence, the applicant must apply for and obtain appropriate building permit approval.

Carried

A division of the vote was called

Votes in favour of the motion:

Cr Danny Claridge

Cr Peter Davis

Cr Don Firth

Cr Justin King

Cr Gail O'Brien

Cr Bernie Hearn

Votes against the motion:

Cr Punarji Gunarante

The motion was **Carried**.

Cr King / Cr Davis

That a two minute break be granted.

Carried

Councillor Bernie Hearn declared a material conflict of interest in the following item and left the meeting at 7.31pm.

3. Planning Application No. P0202/21 – Four Lot Subdivision – 73 Cowan Street, Benalla

This report assessed a planning application (P0202/21) received for a four lot subdivision at 73 Cowan Street, Benalla.

It is noted that the following person made a submission on the item:

- Mr Ian Robertson spoke against the planning application.

Cr Davis / Cr Gunarante:

That Council having caused notice of Planning Application No. P0202/21 to be given under Section 52 of the *Planning and Environment Act 1987* and having considered all the matters required under Section 60 of the *Planning and Environment Act 1987* decides to issue a Notice of Decision to Grant a Permit under the provisions of the Benalla Planning Scheme in respect of the land known and described as 73 Cowan Street, Benalla, to subdivide the land into four lots in accordance with the endorsed plans, with the application dated 23 December 2021 and subject to the following conditions:

- 1 The subdivision as shown on the endorsed plan(s) and/or described in the endorsed documents must not be altered or modified (for any reason) except with the prior written consent of the Responsible Authority.**
- 2 Prior to the issue of a Statement of Compliance for the subdivision, all planning conditions and all other requirements of the responsible authority and the relevant referral authorities must be completed, or satisfactorily provided for, to the satisfaction of the Responsible Authority and the relevant referral authorities.**
- 3 Prior to the issue of a Statement of Compliance, the permit holder must undertake, or cause to be undertaken for that stage, full construction of all new access ways, drainage and related infrastructure as required by the conditions of this permit.**
- 4 All the works must conform to plans and specifications prepared at the expense of the applicant by a qualified Engineer, and endorsed by the Responsible Authority prior to commencement of construction. Unless otherwise agreed in writing, the Authority will only approve plans and specifications that comply with the most recent version of the Infrastructure Design Manual (IDM) published by the Local Government Infrastructure Design Association, and with all relevant permit conditions.**

- 5 No covenant or restriction of title may be registered on the subject land unless otherwise approved in writing by the Responsible Authority.**
- 6 The owner of the land must enter into an agreement with:**
 - (a) a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and**
 - (b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.**
- 7 Before the issue of a Statement of Compliance for any stage of the subdivision under the Subdivision Act 1988, the owner of the land must provide written confirmation from:**
 - (a) a telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and**
 - (b) a suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.**

General

- 8 Plans and specifications must be prepared at the permit holder's expense by a suitably qualified and/or registered engineer and approved by the Responsible Authority before construction begins. The Authority will only approve plans and specifications complying with the current edition of the Local Government Infrastructure Design Association's Infrastructure Design Manual (IDM) and drawn in AutoCAD or equivalent.**
- 9 The permit holder must undertake, or cause to be undertaken, full construction of all new access ways, drainage and related infrastructure. All the works must conform to plans and specifications prepared at the expense of the permit holder by a qualified engineer and approved by the Responsible Authority before construction begins.**

Drainage

- 10 Before construction begins or plan certification, whichever comes first, drainage and on-site detention plans and computations, prepared according to IDM procedures and criteria, must be submitted to the Responsible Authority for approval.**

- 11 Prior to the issue of a statement of compliance the permit holder must satisfy the Responsible Authority that:**
- (a) A legal point of discharge has been established within the boundary of each lot and connected to the external drainage network according to IDM standards without reducing the flow capacity or structural integrity of the external network.**
 - (b) All stormwater runoff originating from or transferred through each Lot in a 18 per cent Annual Exceedance Probability (AEP) rainfall event will be collected and conveyed by underground pipes to a legal point of discharge. In a 1 per cent AEP rainfall event all stormwater runoff will be collected and conveyed to a satisfactory destination, without adversely affecting any person, infrastructure, or natural features in or beyond the property.**
 - (c) Any easements required to facilitate future connection to, and maintenance of, drainage infrastructure serving more than one Lot or property have been created.**

Water-Sensitive Urban Design

- 12 Before construction begins, the permit holder must satisfy the Responsible Authority that appropriate measures will be taken to enhance the quality of stormwater discharged from the developed site, according to the procedures and criteria outlined in the Water Sensitive Urban Design Guidelines for the Benalla Rural City Council and IDM Clause 20.**

Property Access

- 13 Prior to the issue of a statement of compliance the permit holder must satisfy the Responsible Authority that a vehicle crossing providing each Lot with safe and convenient access has been designed, constructed, sealed and drained to IDM standards.**

Restrictions and Agreements Registered on Title

- 14 Prior to the issue of a Statement of Compliance for each stage of the subdivision, the owner of the subject land must, at no cost to the Responsible Authority, enter into an agreement (in a form satisfactory to the Responsible Authority) with the Responsible Authority pursuant to Section 173 of the Planning and Environment Act 1987 and confirmation of lodgement submitted. This agreement must provide that:**

Except with the prior written consent of the Responsible Authority;

- (a) All stormwater falling on the roof of each habitable building on the Lot must be collected and conveyed to a rainwater tank, or series of tanks, with a storage capacity of at least 5,000 litres.**
- (b) The required tank(s) must be installed prior to the commencement of the use of the respective buildings or as directed by the Responsible Authority, whichever occurs first.**

- (c) Each rainwater tank installed pursuant to this Agreement must incorporate a drawdown outlet, not more than 25mm in diameter, installed in a manner that ensures that a reserve capacity of at least 2,500 litres will be restored following drawdown.
- (d) The discharge from all drawdown outlets and tank overflow outlets must be collected and conveyed by pipes to a nominated legal point of discharge.
- (e) All works prescribed by this Agreement are to be completed to the satisfaction of the Responsible Authority.
- (f) Works prescribed by this Agreement may not be altered in any shape or form without the prior written consent from the Responsible Authority.
- (g) Each rainwater tank system will be maintained to the satisfaction of the Responsible Authority.
- (h) A duly appointed officer of the Responsible Authority will be allowed to inspect the rainwater tank system at mutually agreed times to ensure compliance with this Agreement.

Prior to the issue of a statement of compliance the permit holder must pay the full costs of preparing, executing, and registering the Agreement, and provide the Authority with written confirmation that the Agreement has been lodged according to Section 181 of the Act.

Construction

- 15 Before construction begins, and during construction, a Site Management Plan and Traffic Management Plan must be submitted to and approved by the Responsible Authority, and effective measures consistent with the Plan must be taken to a) Secure occupational health and safety; and
 - (a) Locate any existing underground services; and
 - (b) Implement effective traffic management and environmental controls; and
 - (c) Establish and maintain safe construction vehicle access to the site; and
 - (d) Maintain vehicle and machinery hygiene; and
 - (e) Avoid the spread of soil-borne pathogens and weeds; and
 - (f) Minimise erosion, sedimentation, and contamination; and
 - (g) Reduce the impact of noise, dust, and other emissions; and
 - (h) Prevent mud, dirt, sand, soil, clay, or stones from entering the drainage system; and
 - (i) Avoid having such materials deposited on public land by construction vehicles.
- 16 No excavated or construction materials may be placed or stored outside the site area or on adjoining road reserves or nature strips.
- 17 No tree may be removed, aside from trees clearly designated for removal in the approved plans, except with the prior written agreement of the Responsible Authority.

- 18 Prior to the issue of a statement of compliance, all areas, Council assets and underground services disturbed in the course of works must be restored to their original condition, to the satisfaction of the Responsible Authority.**

North East Water Conditions 19-33

- 19 The owner of the subject land (or applicant in anticipation of becoming the owner) is required to enter into a legal agreement with North East Water detailing the works to be constructed, and other requirements to be met, necessary for the provision of reticulated water supply to each of the lots and proposed dwellings, within the development, at the owners cost, to the satisfaction of North East Water, provided:**
- (a) where the development is staged, a number of agreements may be required for separate stages; and**
 - (b) each agreement must be in accordance with North East Water policy and requirements applying at the time of entry into the relevant agreement.**
- 20 The owner of the subject land (or applicant in anticipation of becoming the owner) is required to enter into a legal agreement with North East Water detailing the works to be constructed and other requirements to be met, necessary for the provision of reticulated sewerage services to each of the lots and proposed dwellings, within the development, at the owner's cost, to the satisfaction of North East Water, provided:**
- (a) where the development is staged, a number of agreements may be required for separate stages; and**
 - (b) each agreement must be in accordance with North East Water policy and requirements applying at the time of entry into the relevant agreement.**
- 21 Where the development (including any subdivision) occurs in stages the availability of water supply and sewerage services may be delayed having regard to NEW system capacity, conditions in relation to which shall be detailed in the relevant agreement for water supply and/or sewerage services.**
- 22 The works required to be constructed for the provision of water supply and sewerage services must include, where so required by and to the satisfaction of, North East Water:**
- (a) works external to the subject land to allow connection to the North East Water water supply and sewerage systems;**
 - (b) the vesting at no cost of such of those works required by North East Water, to North East Water ("Developer Works"); and**
 - (c) works to ensure compatibility with and allowance for, other developments being served through existing and future North East Water infrastructure, including the Developer Works**
 - (d) internal or private works within the development, in accordance with applicable plumbing standards and providing adequate pressure and service levels.**

- 23 Any modification to the development approved under this permit, including an increase or decrease in the number of dwellings or lots (or both) or the inclusion of additional land, requires the further consent of and may be subject to modified conditions, to the satisfaction of, North East Water.
- 24 Prior to the issue of a Statement of Compliance, the applicant must pay a new customer contribution determined in accordance with North East Water's policy for development charges applicable to the water supply system currently servicing the area in which the subject land is located.
- 25 Prior to the issue of a Statement of Compliance, the applicant must pay a new customer contribution determined in accordance with North East Water's policy for development charges applicable to sewers and disposal systems currently servicing the area in which the subject land is located.
- 26 The applicant must create easements to the satisfaction of and in favour of North East Water, over all existing and proposed sewerage facilities within the proposed subdivision.
- 27 The applicant must ensure that private water services do not traverse property boundaries and are independently supplied from a point of supply approved by North East Water.
- 28 The applicant must provide easements through other land, to the satisfaction of North East Water, if such easements are considered necessary for the efficient and economic servicing of the subject land.
- 29 That the applicant pays applicable charges determined in accordance with North East Water's policy for development charges, applicable from time to time towards North East Water's sewers and disposal systems servicing the area to which the permit applies.
- 30 Where the subject land is developed in stages, the North East Water conditions will apply to any subsequent stage of the subdivision.
- 31 Where an easement created in favour of North East Water is located within a proposed road reserve in a future stage, prior to the certification of the plan of subdivision for that stage, the applicant must formally remove the easement from the title to the land.
- 32 North East Water's consent to the issue of a Statement of Compliance under the Subdivision Act 1988 is conditional upon completion of all works, and meeting all requirements set out in this permit and any relevant agreement with, North East Water.
- 33 The plan of subdivision for certification must be referred to North East Water in accordance with Section 8 of the Subdivision Act 1988.

AusNet Conditions 34-35

- 34 The plan of subdivision submitted for certification must be referred to AusNet Electricity Services Pty Ltd in accordance with Section 8 of the subdivision Act 1988.

35 The applicant must –

- Enter into an agreement with AusNet Electricity Services Pty Ltd for the extension, upgrading or rearrangement of the electricity supply to lots on the plan of subdivision. A payment to cover the cost of such work will be required.
- Provide electricity easements internal and external to the subdivision in favour of AusNet Electricity Services Pty Ltd to service the lots on the plan of subdivision and/or abutting lands as required by AusNet Electricity Services Pty Ltd. The provision of reserves for electricity substations may also be required.

Permit Expiry**36 This permit will expire if one of the following circumstances applies:**

- (a) The plan of subdivision is not certified within 2 years of the date of this permit; or
- (b) The registration of the subdivision is not completed within 5 years of the date of Certification.

The Responsible Authority may extend the time for the completion of part (a) if a request is made in writing before the permit expires or within six months afterwards.

Notes:

- Before undertaking any works that cross onto Council land or roads, the permit holder must obtain a Consent to Work within a Road Reserve permit.

Separate consent for works within the road reserve and the specifications of these works may be required under the Road Management Act.

Carried

Councillor Bernie Hearn returned to the meeting at 7.42pm.

4. Building And Planning Approvals – January, February and March 2022

The report detailed planning permit applications and building approvals for January, February, and March 2022.

Cr King / Cr Hearn:

That the report be noted.

Carried

Closure of Meeting

The meeting closed at 7.47pm.

Recommendations from the 20 April 2022
Planning and Development Committee Meeting

8.3 Assemblies of Councillors, Advisory and External Committees

Under Council's *Governance Rules 2020* the Chief Executive Officer is required to provide a written record of the Assemblies of Councillors at a scheduled Council Meeting.

The record of Assemblies of Councillors since the report presented at the meeting on 23 March 2022 is attached as **Appendix 1**.

Copies of the Minutes from the following meetings have been provided to councillors under separate cover.

March 2022

1 March	Community Plan Implementation Steering Committee
2 March	Benalla Festival Advisory Committee
2 March	Assembly of Councillors – Business Review
4 March	Australia Day Advisory Committee
9 March	Assembly of Councillors – 2022/23 Budget Workshop One
23 March	Assembly of Councillors – 2022/23 Budget Workshop Two
30 March	Assembly of Councillors

Recommendation:

That the report be noted.

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Record of Assemblies of Councillors, Advisory and External Committees

March 2022

Community Plan Implementation Steering Committee

4pm Tuesday 1 March 2022, Benalla Community Care Ray Sweeny Centre (Activity Room 1)
45 Coster Street, Benalla and Via Zoom.

Chair	Daniel Grey	Community Representative
Committee	Councillor Gail O'Brien	Council Representative
	Councillor Punarji Hewa Gunaratne	Council Representative
	Doris Billingsley	Community Representative
	David Blore	Community Representative
	Susan Campbell	Community Representative
	Madison Cooper	Community Representative
	Mark Foletta	Community Representative
	Michael Hedderman	Community Representative
	Kirsty Tresize	Community Representative
In attendance	Dom Testoni	Chief Executive Officer
	Jane Archbold	Manager Community
	Tom Arnold	Community Development Coordinator
	Kirsten Hein	Administration Officer
Apologies:	Susan Campbell, Maddison Cooper, Mark Foletta, Michael Hedderman and Kirsty Trezise	

Conflicts of Interest disclosed: Nil

Items discussed:

1. Discussion paper on the Role and Purpose of the Committee
2. Title and Membership of the Committee
3. Review of Terms of Reference
4. Tracking progress of the *Community Vision 2036*
5. Meeting Schedule for 2022 will be reviewed at a later date
6. Other Business

Benalla Festival Advisory Committee

4pm Wednesday 2 March 2022, Benalla Rural City Council Customer Service Centre
(Geoff Oliver Room) 1 Bridge Street E, Benalla.

Chair:	Councillor Don Firth	Council Representative
Committee:	Councillor Justin King	Council Representative
	Caroll Bolitho	Community Representative
	Vince Branigan	Community Representative
	Di Harper	Community Representative
	Tara Henry	Community Representative
In attendance:	Sharon Geer	Events Coordinator
	Kirsten Hein	Administration Officer

Apologies: Tara Henry

Conflicts of Interest disclosed: Nil

Items discussed:

1. Planning for the 2022 Benalla Festival
2. General Business

Assembly of Councillors – Business Review

6pm Wednesday 2 March 2022, Civic Centre (Council Meeting Room)

13 Mair Street, Benalla

Chair Councillor Bernie Hearn (Mayor)

Councillors Councillor Danny Claridge
Councillor Peter Davis
Councillor Don Firth
Councillor Punarji Hewa Gunaratne
Councillor Justin King
Councillor Gail O'Brien

In attendance Dom Testoni Chief Executive Officer
Robert Barber General Manager Corporate
Cathy Fitzpatrick Manager Finance
Adam Saddler Manager Economic Development and Sustainability
Greg Robertson Manager Facilities and Information Technology
Mark Byers Victoria Police
Andrew Ward Victoria Police Project Director
Greg Anson Victoria Police Consulting Architect
Daniel Coomber Victoria Police Consulting Architect

Apologies: Nil

Conflicts of Interest disclosed: Nil

Items discussed:

1. Proposed Design Strategy for Benalla Police Station
2. Benalla Airport Leasing Opportunities
3. 2022 Benalla Wall to Wall Festival
4. COVID-19 Hardship Policy Review
5. Proposed 2022/23 Budget Preparation Program
6. Council Plan 2021-2025 (2022 Review)
7. Local Government Inspectorate Report: personal Interests Returns: Encouraging Disclosure and Increasing Transparency
8. CEO Employment and Remuneration Committee

Australia Day Advisory Committee

10am Friday 4 March 2022, Benalla Art Gallery (Munro & Sargeant Café)

97 Bridge Street, Benalla

Chair:	Councillor Bernie Hearn (Mayor)	Council Representative
Committee:	Councillor Punarji Gunaratne	Council Representative
	Amanda Challis	Community Representative
	Robyn Goudie	Community Representative
	Jake Kirk	Community Representative
	Rex Nankervis	Community Representative
	Vicki Sheriff	Community Representative
	Christine Werner	Community Representative
	Diane Young	Community Representative
In attendance:	Sharon Geer	Events Coordinator
	Kirsten Hein	Administration Officer
Apologies:	Cr Punarji Gunaratne, Amanda Challis, Robyn Goudie, Jade Kirk, Vicki Sheriff, Diane Young.	

Conflicts of Interest disclosed: Nil

Items discussed:

1. 2022 Australia Day Review
2. Planning For 2023 Australia Day
3. General Business

Assembly of Councillors – 2022/23 Budget Workshop One

6.54pm Wednesday 9 March 2022, Civic Centre (Council Meeting Room)

13 Mair Street, Benalla

Chair Councillor Bernie Hearn (Mayor)

Councillors Councillor Danny Claridge
Councillor Peter Davis
Councillor Don Firth
Councillor Punarji Hewa Gunaratne
Councillor Justin King
Councillor Gail O'Brien

In attendance Dom Testoni Chief Executive Officer
Robert Barber General Manager Corporate
Cathy Fitzpatrick Manager Finance
Adrian Gasperoni Manager Assets and Infrastructure
Adam Saddler Manager Economic Development and Sustainability

Apologies: Nil

Conflicts of Interest disclosed: Nil

Items discussed:

9. Presentation: Community Engagement for the *Proposed 2022/23 Budget*
10. *Proposed 2022/23 Budget* – 10-Year Capital Works Program

Assembly of Councillors – 2022/23 Budget Workshop Two

7.32pm Wednesday 23 March 2022, Civic Centre (Council Meeting Room)

13 Mair Street, Benalla

Chair Councillor Bernie Hearn (Mayor)

Councillors Councillor Danny Claridge
Councillor Peter Davis
Councillor Don Firth
Councillor Punarji Hewa Gunaratne
Councillor Justin King
Councillor Gail O'Brien

In attendance Dom Testoni Chief Executive Officer
Robert Barber General Manager Corporate
Cathy Fitzpatrick Manager Finance

Apologies: Nil

Conflicts of Interest disclosed: Nil

Items discussed:

1. *Proposed 2022/23 Budget*

Assembly of Councillors

3.30pm Wednesday 30 March 2022, Civic Centre (Council Meeting Room)

13 Mair Street, Benalla

Chair Councillor Bernie Hearn (Mayor)

Councillors Councillor Danny Claridge
Councillor Peter Davis
Councillor Don Firth
Councillor Punarji Hewa Gunaratne
Councillor Justin King
Councillor Gail O'Brien

In attendance Dom Testoni Chief Executive Officer
Robert Barber General Manager Corporate
Adrian Gasperoni Manager Assets and Infrastructure
Adam Saddler Manager Economic Development and Sustainability
Eric Nash Director Benalla Art Gallery

Apologies: Councillor Danny Claridge and Councillor Punarji Hewa Gunaratne

Conflicts of Interest disclosed: Nil

Items discussed:

1. Site For Potential Benalla Art Gallery Off Site Storage

9. Officer Reports

9.1 Authorisation of Signing and Sealing of Documents

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9.2 Local Government Performance Reporting Framework – Report of Operations for Half-Year Ending 31 December 2021

SF/2495

Robert Barber – General Manager Corporate

PURPOSE OF REPORT

The report presents half-year service performance indicator results under the Local Government Performance Reporting Framework.

BACKGROUND

The Council is required to prepare and publish a half-yearly report detailing its performance against service performance indicators under the State Government's Local Government Performance Reporting Framework.

The Council's full year report is published annual in its Annual Report and via the *Know Your Council* website.

DISCUSSION

The Benalla Rural City Council Local Government Performance Report of Operations as at 31 December 2021 is attached as **Appendix 1**. The report includes comments on material variances.

Notable results in the report include:

- The impact COVID-19 has had on the use of aquatic, library and visitor information services.
- A significant improvement in the number of animals reclaimed due to a 'responsible pet owner' education campaign.

COUNCIL PLAN 2021-2025 IMPLICATIONS

Leadership

- Good governance.

FINANCIAL IMPLICATIONS

The report contains no material financial implications.

COMMUNITY ENGAGEMENT

In accordance with the Council's *Community Engagement Policy*, it is proposed that, due to administrative nature of the report that community engagement be undertaken at the Inform level under the International Association for Public Participation's IAP2 public participation spectrum as detailed in the table below:

Level of Public Participation	Promise to the community	Techniques to be used
Inform	We will provide information	▪ Report to the Council.

OFFICER DECLARATION OF CONFLICT OF INTEREST

No officers involved in the preparation of this report have any general or material conflicts of interest in this matter

Recommendation:

That the report be noted.

BRCC Local Government Performance Report of Operations as at 31 December 2021

Ref	Service Performance Indicators	Year End Results 2017/18	Half Year Results as at 31/12/18	Year End Results 2018/19	Half Year Results as at 31/12/19	Year End Results 2019/20	Half Year Results as at 31/12/20	Year End Results 2020/21	Half Year Results as at 31/12/21	Comments
	Aquatic Facilities									
AF2	Service standard Health Inspections of aquatic facilities	4	2	4	2	3	1	3	2	
AF3	Health and safety Reportable safety incidents at aquatic facilities	0	0	0	0					Retired
AF4	Service cost Cost of indoor aquatic facilities per visit	\$5.71	\$6.09	\$6.12	\$6.44					Retired
AF5	Service cost Cost of outdoor aquatic facilities per visit	\$5.68	\$6.09	\$6.12	\$6.44					Retired
AF6	Utilisation Utilisation of aquatic facilities	7.24	3.50	7.31	3.30	5.14	0.27	2.14	1.18	The result for this measure has decreased because of a significant decrease in visitors while the centre was closed due to renovations and COVID-19 restrictions.
AF7	Service cost Cost of aquatic facilities					\$9.37	\$80.70	\$22.50	\$25.36	<i>Note: From 2020, this measure replaced two previous measures: 'Cost of indoor aquatic facilities' and 'Cost of outdoor aquatic facilities'.</i>

Ref	Service Performance Indicators	Year End Results 2017/18	Half Year Results as at 31/12/18	Year End Results 2018/19	Half Year Results as at 31/12/19	Year End Results 2019/20	Half Year Results as at 31/12/20	Year End Results 2020/21	Half Year Results as at 31/12/21	Comments
	Animal Management									
AM1	Timeliness Time taken to action animal management requests	1	1	1	1	1	1	1	1	
AM2	Service standard Animals reclaimed	38.61%	39.33%	33.77%	39.01%	35.01%	35.16%	40.35%	55%	The result for this measure has increased due to responsible pet owner education via social media and Council being proactive in social media messaging.
AM3	Service cost Cost of animal management service per registered animal	\$93.53	\$45.76	\$81.93	\$17.67					Retired
AM4	Health and safety Animal management prosecutions	0	0	0	0					Retired
AM5	Service standard Animals rehomed					N/A	N/A	N/A	N/A	Council does not operate a rehoming service. This is undertaken by our contract pound service provider. <i>Note: New measure for 2019-20 financial year.</i>
AM6	Service Cost Cost of animal management service per population					15.37	\$20.38	\$18.35	\$11.07	<i>Note: This measure is replacing previous 'Cost of animal management service' which was based on cost per number of registered animals.</i>
AM7	Health and Safety Animal management prosecutions					0	0	100%	75%	Council had three successful prosecutions and one unsuccessful prosecution as at 31 December 2021. <i>Note: This measure is replacing previous 'Animal management prosecutions' which was a measure of number, not proportion, see retired measures.</i>

Ref	Service Performance Indicators	Year End Results 2017/18	Half Year Results as at 31/12/18	Year End Results 2018/19	Half Year Results as at 31/12/19	Year End Results 2019/20	Half Year Results as at 31/12/20	Year End Results 2020/21	Half Year Results as at 31/12/21	Comments
	Food safety									
FS1	Timeliness Time taken to action food complaints	1	0.20	1	1	1	1	1	1	
FS2	Service standard Food safety assessments	87.04%	12.17%	97.98%	37.39%	71.30%	98.48%	77.59%	34.82%	
FS3	Service cost Cost of food safety service	\$314.88	\$186.60	\$499.02	\$588.65	\$431.09	\$190.57	\$420.52	\$230.70	
FS4	Health and safety Critical and major non-compliance outcome notifications	0%	0%	0%	0%	100%	0%	0%	0%	No Critical and major non-compliance outcome notifications in 2021.
	Governance									
G1	Transparency Council decisions made at meetings closed to the public	11.68%	11.46%	14.79%	16.67%	12.88%	14.29%	10.88%	9.43%	The result for this measure has decreased due to a reduction in the number of tenders considered by the Council in 2020/21.
G2	Consultation and engagement Satisfaction with community consultation and engagement	53/100	–	56/100	-	55/100	-	52/100	-	
G3	Attendance Councillor attendance at council meetings	92.86%	94.64%	92.38%	91.84%	93.41%	93.51%	100%	100%	
G4	Service cost Cost of elected representation	\$33,354	\$15,620	\$32,316	\$16,440	\$33,595	\$14,339	\$31,357	\$17,199	
G5	Satisfaction Satisfaction with council decisions	51/100	–	56/100	-	54/100	-	57/100	-	

Ref	Service Performance Indicators	Year End Results 2017/18	Half Year Results as at 31/12/18	Year End Results 2018/19	Half Year Results as at 31/12/19	Year End Results 2019/20	Half Year Results as at 31/12/20	Year End Results 2020/21	Half Year Results as at 31/12/21	Comments
	Libraries									
LB1	Utilisation Physical library collection usage	3.11	1.66	3.62	1.74	3.04	0.8	2.19	1.24	The result for this measure has decreased due to a reduction in visitor numbers because of COVID-19 related closures. <i>Note: From 2019-20, this indicator measures the performance of physical library items as a subset of the wider library collection.</i>
LB2	Resource standard Recently purchased library collection	49.21%	54.37%	56.78%	57.44%	59.18%	55.99%	53.83%	56.47%	
LB3	Service cost Cost of library service per visit	\$7.01	\$2.38	\$6.89	\$2.65					Retired
LB4	Participation Active library borrowers in municipality	17.79%	13.36%	17.63%	13.53%	16.89%	13.52%	14.64%	11.65%	The result for this measure has decreased due to a reduction in visitor numbers because of COVID-19 related closures.
LB5	Service cost Cost of the Library service per population					\$40.95	\$26.36	\$30.39	23.77%	<i>Note: This measure is replacing the previous 'Cost of library service' indicator which measured based on number of visits, see retired measures.</i>

Ref	Service Performance Indicators	Year End Results 2017/18	Half Year Results as at 31/12/18	Year End Results 2018/19	Half Year Results as at 31/12/19	Year End Results 2019/20	Half Year Results as at 31/12/20	Year End Results 2020/21	Half Year Results as at 31/12/21	Comments
	Maternal and Child Health (MCH)									
MC1	Satisfaction Participation in first MCH home visit	96.32%	98.51%	96.83%	104.00%					Retired
MC2	Service standard Infant enrolments in the MCH service	99%	101.49%	100.79%	102.00%	101.71%	100%	100%	101%	
MC3	Service cost Cost of the MCH service	\$73.56	\$69.20	\$79.95	\$102.57	\$60.79	\$55.27	\$89.39	\$108.12	
MC4	Participation Participation in the MCH service	81.23%	67.58%	79.93%	64.59%	78.95%	67.34%	77.81%	80%	
MC5	Participation Participation in the MCH service by Aboriginal children	86.27%	80%	88.52%	66.67%	75.93%	65.96%	75%	80%	
MC6	Satisfaction Participation in 4-week key Age and Stage visit					94.87%	109.84%	97.67%	90%	
	Roads									
R1	Satisfaction of use Sealed local road requests	27.03	16.79	26.79	11.43	17.68	13.04	26.43	24.92	
R2	Condition Sealed local roads maintained to condition standards	91.35%	98.04%	98.39%	98.39%	98.57%	98.58%	98.80%	93.88%	
R3	Service cost Cost of sealed local road reconstruction	N/A	N/A	N/A	N/A	\$80.38	N/A	\$184.06	N/A	No road resealing undertaken as at 31 December 2021.
R4	Service cost Cost of sealed local road resealing	\$3.28	\$3.13	\$4.83	\$4.72	\$5.49	\$5.88	\$6.00	N/A	No road resealing undertaken as at 31 December 2021.
R5	Satisfaction Satisfaction with sealed local roads	43/100	-	54/100	-	49/100	-	53/100	-	

Ref	Service Performance Indicators	Year End Results 2017/18	Half Year Results as at 31/12/18	Year End Results 2018/19	Half Year Results as at 31/12/19	Year End Results 2019/20	Half Year Results as at 31/12/20	Year End Results 2020/21	Half Year Results as at 31/12/21	Comments
	Statutory Planning									
SP1	Timeliness Time taken to decide planning applications	22	25	23	30	29	28	34	27	
SP2	Service standard Planning applications decided within required time frames	92.26%	85.90%	88.39%	91.49%	85.31%	85.29%	83.33%	90.48%	
SP3	Service cost Cost of statutory planning service	\$1,415	\$1,218	\$1,554	\$1,807	\$1,564	\$816	\$1,009	\$1,263	
SP4	Decision making Council planning decisions upheld at VCAT	67%	N/A	N/A	50%	50%	N/A	0%	33%	There were three VCAT decisions and one decision that did not set aside Council's decision.
	Waste Collection									
WC1	Satisfaction Kerbside bin collection requests	125.63	40.89	126.95	47.71	135.30	68.93	137.80	68.43	
WC2	Service standard Kerbside collection bins missed	9.31	8.98	9.07	10.25	11.93	5.80	6.55	7.20	
WC3	Service cost Cost of kerbside garbage bin collection service	\$53.97	\$28.95	\$57.43	\$29.22	\$58.23	\$29.06	\$55.12	\$31.46	
WC4	Service cost Cost of kerbside recyclables collection service	\$46.22	\$35.02	\$69.50	\$38.02	\$77.03	\$43.61	\$82.09	\$43.91	
WC5	Waste diversion Kerbside collection waste diverted from landfill	61.23%	61.41%	60.85%	60.99%	60.91%	62.67%	60.88%	61.07%	

9.3 Council Plan 2021-2025 Progress Report for Half-Year Ending 31 December 2021

SF/2495

Robert Barber – General Manager Corporate

PURPOSE OF REPORT

The report provides a progress report on the implementation of the *Council Plan 2021-2025*.

BACKGROUND

Section 90 of the *Local Government Act 2020* requires that the Council must prepare and adopt a Council Plan for a period of at least the next four financial years after a general election in accordance with its deliberative engagement practices.

A Council Plan must include the following:

- a. the strategic direction of the Council
- b. strategic objectives for achieving the strategic direction
- c. strategies for achieving the objectives for a period of at least the next four financial years
- d. strategic indicators for monitoring the achievement of the objectives
- e. a description of the Council's initiatives and priorities for services, infrastructure amenity
- f. any other matters prescribed by the regulations.

The Council adopted the *Council Plan 2021-2025* at its meeting on 27 October 2021.

DISCUSSION

The *Council Plan 2021-2025* (Council Plan) is the Council's key strategic document to guide decision making and resource allocation over the next four years. It describes the outcomes the council seeks to achieve, outlines how it will achieve these and sets out how it will measure success.

The *Municipal Public Health and Wellbeing Plan* is integrated in the Council Plan due to the inherent role council plays in fostering community wellbeing.

The Council Plan is designed to:

- cover the current Council four-year term (2021-2025)
- build on previous work undertaken through the *Council Plan 2017-2021*
- outline strategic direction to deliver on the *Benalla Rural City 2036 Community Vision*
- direct organisational decision making and resource allocation.

The Council Plan is implemented through annual business plans and the annual budget, where the Council makes funding decisions on specific projects and initiatives to achieve the strategic outcomes.

Performance against the Council Plan is measured regularly and reported through the Annual Report.

The Council Plan has five themes:

1. Community
2. Liveability
3. Economy
4. Environment
5. Leadership.

Each theme has its own set of objectives and strategies. The objectives identify outcomes the Council seeks to achieve for the community while the strategies specify the areas of activity the Council will take to achieve objectives.

Although only covering a two-month period, a half-yearly Council Plan progress report to 31 December 2021 is attached as **Appendix 1**.

Council Plan 2021-2025 Review

Following a review of the *Council Plan 2021-2025* it is proposed that it does not need to be updated for the 2022/23 financial year. The plan was adopted on 27 October 2021 and the information, themes, objectives and strategies detailed in the plan still apply.

COUNCIL PLAN 2021-2025 IMPLICATIONS

Leadership

- Good Governance.

FINANCIAL IMPLICATIONS

The report contains no material financial implications.

COMMUNITY ENGAGEMENT

In accordance with the Council's *Community Engagement Policy*, it is proposed that, due to administrative nature of the report that community engagement be undertaken at the Inform level under the International Association for Public Participation's IAP2 public participation spectrum as detailed in the table below:

Level of Public Participation	Promise to the community	Techniques to be used
Inform	We will provide information	<ul style="list-style-type: none">▪ Promotion of achievements via media, website and social media.▪ Report to the Council

OFFICER DECLARATION OF CONFLICT OF INTEREST

No officers involved in the preparation of this report have any general or material conflicts of interest in this matter

Recommendation:

- 1. That the report be noted.**
- 2. That the *Council Plan 2021-2025* remain unchanged for the 2022/23 Financial Year.**

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COUNCIL PLAN 2021-2025: HALF-YEARLY PROGRESS REPORT TO 31 DECEMBER 2021

Community

Strategy	31 December 2021 Update
Partner with key stakeholders, such as Victoria Police to promote and enhance community safety including for mobility scooter users, cyclists and pedestrians.	Manger Assets and Infrastructure facilitates and Chairs the Local safety and Traffic Liaison Group (LSTLG) Meetings which are held on a bi-monthly basis. The LSTLG is a valuable stakeholder forum to discuss local safety issues mainly around footpaths, roads and associated issues including but not limited to mobility scooter users, cyclists and pedestrians.
Work closely with community and key stakeholders to plan for emergencies and build community resilience.	Work has commenced on the review of the <i>Municipal Emergency Management Plan</i> . The Plan is listed on the Municipal Emergency Management Planning Committee agenda for comments to be obtained by all the relevant emergency management agencies.
With our community and key stakeholders to address some of the priorities of the <i>Victorian Public Health and Wellbeing Plan 2019-2023</i> : healthy eating and active living; mental wellbeing, preventing violence and injury, and climate change and its impact on health.	Resourcing Benalla Health and Wellbeing Partnership and drafting of Health and Wellbeing Plan workshop. Resourcing of Live4Life program, Age Friendly Benalla, FReeZA program, L2P, rural mental health events, Rural Outreach worker, Social Support Groups, Seniors Festival, Supported Playgroup, Family Liaison and Integrated Family Support program, MCH.
Act on the prevention of family violence through awareness raising, workplace policy and support for local and regional initiatives.	Benalla Health and Wellbeing Partnership, staff training, 16 Days of Activism, Maram training, integral to work in community services. Family Violence reform/legislation.
Work together with key health, welfare and community organisations and networks to support better learning, development and wellbeing outcomes for community members.	Continued resourcing of the Benalla Health and Wellbeing Partnership Group, Benalla Youth Service Provider Network, Benalla Live4Life Partnership Group and participation in Early Years Network, North East Age Friendly Alliance, Ovens Murray Children and Family Services Alliance. Continue to provide Integrated Family Services, Maternal and Child Health Services, Family Liaison, Rural Outreach, Aged and Disability Services, Regional Assessment and Covid Emergency Relief.
Offer programs, services, activities and events that support, develop and connect community members of all abilities and lead the community in being age friendly and child and COVID safe.	Resource Accessibility Reference Group, Age Friendly Benalla Reference Group, in process of updating Community Access and Inclusion Plan and Mobility Map, implementing Age Friendly Benalla Strategy, finalising Youth Strategy, supporting Early Years Strategic Plan, offering Supported Playgroup, New Parents Group, Integrated Family Services, Family Liaison, Sleep and Settling, enhanced MCH, Regional Assessment Service, CHSP and HACC PYP, FReeZA, Live4Life programs.

Strategy	31 December 2021 Update
Support and promote opportunities for the community to participate in a range of social, recreational, and arts and cultural programs, activities and events.	Seniors Festival activities, support Age well in Benalla Info Hub, Children's week activities, rural community get togethers, FReeZA events and activities, Social Support Groups, Supported Playgroup, New Parents Group.
Build community capacity through supporting community groups to deliver local initiatives that build social connections and enhance health and wellbeing.	Community Sponsorship program, community grants associated with drought and CASI funding, developing CASI directory of local activities, services and programs to be distributed to all households, updating Who What Where Benalla, L2P program, Rural Township Plans, Social Support Groups, Supported Playgroup, First time parents group, Sleep and Settling program, Family Services, Family Liaison, FReeZA, Engage, Live4Life programs.
Create and promote welcoming and inclusive practices and culture, so community members-whatever their age, gender, physical ability, socio-economic status, religious beliefs, sexuality or cultural background feel like they belong and are valued, respected and included.	Resource Umbrella Group, support Rainbow Ball, and wider regional networks focusing on LGBTIQ+, Supported Playgroup, New Parents Group, Integrated Family Services, Family Liaison, Sleep and Settling, MCH, Regional Assessment Service, CHSP and HACC PYP, CASI programs.
Encourage, support, value and celebrate volunteering in the community.	Continue to support our volunteers to resume in their function area, however, being considerate of their caution due to COVID-19 and personal risk factors. Various end of year celebrations have been held across numerous programs to thank and celebrate the selfless contributions provided by our volunteers.
Celebrate and promote history and cultural diversity	Council continues to work with community groups such as the Benalla and District Historical Society and Benalla Family Research Group as they document and preserve Benalla Rural City's history.
Continue to respectfully engage, include, celebrate and promote Aboriginal and Torres Strait Islander culture and people.	Resource Aboriginal Advisory Group begin planning for events and activities such as NAIDOC week and redevelopment of the Aboriginal Gardens, ongoing secondary consultations with VACCA and Mungabereena.
Promote, support and actively engage with smaller rural communities.	Rural Outreach Worker Program and Reference Group are drafting a number of Rural Township Plans, support funding for rural communities, rural mental health events, and support for local community get togethers, CASI, social support groups.

Livability

Strategy	31 December 2021 Update
Advocate and plan for street lighting, shade, seating and pedestrian crossings that support current growth and development and enhance safety and outdoor engagement.	Continue to advocate for enhancement in street lighting, improved and safer pedestrian facilities including crossings and improvements in public spaces through maintaining shade and seating.
Maintain and develop sport and recreation facilities and reserves, parks, gardens, playgrounds, and walking and cycling paths to increase passive and active community participation and social connection.	Pathways are currently being constructed and further pathways are being planned to be constructed to provide better access to community facilities and for the provision of increased passive and active social connections. Together with our communities stakeholders will continue to maintain and enhance our sporting and recreational facilities and amenities.
Maintain the amenity and cleanliness of townships, public spaces, roadsides and community facilities.	The amenity and cleanliness of our townships, public spaces, roadsides and community facilities will continue to be maintained through well planned and programmed maintenance regimes.
Ensure open spaces and public places in existing and developing communities are thoughtfully planned, connected, green, sustainable, accessible, engaging and inclusive and consider the needs of an ageing community.	Open Spaces and Public Spaces will continued to be and maintained and developed through well planned infrastructure and facilities to ensure connectivity, sustainable accessibility and inclusive for all including our ageing sector of our community.
Beautify streetscapes, landscaping, signage and town entrances.	Currently planning to redevelop Bridge Street, Benalla through landscape and streetscape improvements. Ongoing focus with maintaining and improving entrances to our townships through improved signage and streetscape work will continue.
Enhance and maintain key places of significance.	Contracts are in place for essential maintenance activities of Council facilities including, cleaning of the Heating, Ventilation and Air Conditioning (HVAC) systems at all Council facilities. The HVAC Service contract is near the end of the contract term and will go to procurement in Quarter 3. An updated Airport Manual for the Benalla Airport has been submitted to the Civil Aviation Safety Authority to ensure the Airport can continue to operate. A grant application is being prepared for the Living Heritage Grants Program to enable substantial conservation works to be undertaken on Council heritage listed assets.

Strategy	31 December 2021 Update
Advocate for and act on opportunities to protect, maintain and preserve heritage assets.	<p>Planning applications processed in accordance with the Planning Scheme Controls as required under the <i>Planning and Environment Act 1987</i>.</p> <p>Council has been successful in obtaining funding via Department of Environment Land Water and Planning under the Regional Planning Program for a Heritage review and study. This program will be run by Department of Environment Land Water and Planning in consultation with the Benalla Rural City Council.</p>
Deliver and maintain accessible and safe footpaths and cycle paths in existing and new neighbourhoods.	A continual emphasis on developing and long term maintenance on accessible and safe footpaths and cycle paths is high priority for existing and new neighbourhoods. Continual review of Council's path network is paramount identifying any improvement opportunities including improving connectivity.
Maintain and improve drainage, bridges, parking and road networks to meet the needs of the current and future population.	Maintain and strive to improve our civil infrastructure through ongoing commitment with our renewal program and ongoing periodical inspections and conditions assessments, to ensure assets are meeting community expectations.
Plan for population growth and accessibility for all	Funding continues to be sought to undertake a growth plan for Benalla Rural City.
Advocate for improved public transportation to be linked to new housing developments and advocate for increased and better-connected public transport options.	Continue to work with Department of Transport to improve public transport in Benalla Rural City.

Economy

Strategy	31 December 2021 Update
Work together with key stakeholders to engage, support, strengthen, enhance and diversify local business.	Continued to represent Benalla on various working groups including: Ovens Murray Digital Futures Group, Indi Telecommunications Action Group (ITAG), Benalla Future Work Steering group, Regional Smart Cities Connectivity group and Startup Shakeup Board.
Attract new investment, business and industry to the Benalla Rural City to facilitate business growth and job creation.	Continued to develop the Benalla Deep Dive Workforce Development plan to be finished early 2022.
Support a circular economy to improve business productivity and reduce waste.	Continuing commitment to support circular economy is evident through our continual focus on improving our resource recovery and waste practices, including the recent construction of our Transfer Station, which is due to open later in 2022.
Strengthen the visitor economy through growth of events and promotion of unique assets and experiences and visitor attractions.	Tourism North East (TNE) is marketing Benalla's Street Art trail as one of the 'top 10 walks' in North East Victoria for the Melbourne market.
Grow, enhance and promote sports, arts and culture tourism opportunities.	Worked with TNE on region tourism marketing opportunities.
Improve accommodation offerings in the Benalla Rural City.	Facilitated sessions to determine priority actions for Stage 3 of the Benalla Deep Dive workforce development plan that is scheduled for March 2022.
Work with key stakeholders to improve local learning and employment pathway opportunities that address skills gaps, align with future needs and support lifelong learning.	Continued to develop the Benalla Deep Dive workforce development plan to be finished early 2022.
Advocate for improved local access to post-secondary education opportunities.	Discussions continue with GOTAFE on the future of technical and further education in Benalla.
Broadly market Benalla Rural City's liveability.	Continue to promote Benalla Rural City as a place to live, work and invest through social media and other key publications.
Continue to support Rural Councils Victoria (RCV) projects and initiatives.	CEO sits on the RCV Board. Continued participation in RCV initiatives such as the Financial Plan Model pilot project and Rural Councils Transformation Project.
Proactively plan for new residential development to support increased population and growth.	<p>Planning applications processed in accordance with the Benalla Planning Scheme and the <i>Planning and Environment Act 1987</i>.</p> <p>Council has been successful in obtaining funding under the Regional Planning Program for the review of the Benalla Planning Scheme.</p>

Environment

Strategy	31 December 2021 Update
Partner with agencies and the community to manage and enhance our natural environmental assets, water quality and river health across Benalla Rural City and support the Goulburn Broken Catchment Management Authority Regional Catchment Strategy and other regional environmental strategies.	Weed and pest management program completed. Undertook a biodiversity meeting with Goulburn Broken Catchment Management Authority (GBCMA).
Maintain and establish shading for public areas, including planning for shade trees in new residential developments.	New subdivisions are being assessed under the Benalla Planning Scheme and the Infrastructure Design Manual for planning of street trees and the provision of open space landscaping.
Enable a safe and thriving natural environment.	Undertook a review of the Environment Strategy.
Actively promote responsible behaviours to reduce waste.	Active member of the North East Regional Waste Group. Our participation through the Group provides Council opportunities to improve and enhance behaviours, through innovative ideas and practices to reduce waste not only locally within our own municipality, but across the greater region.
Provide efficient and sustainable waste management services.	Work in conjunction with the North East Region Waste Group are currently exploring opportunities in developing collaborative partnerships across the region in the endeavour to improve sustainable and enhanced waste management services.
Partner with business, industry and community to plan and implement local approaches and initiatives that respond to climate change.	Undertook planning for review of climate change adaption plan and environment strategy.
Advocate, promote, support and encourage the use of renewable and clean energy and technology.	Partnered with a private entity to successfully secure funding for an electric vehicle charging station.
Improve Council's sustainability performance through greater use of renewable energy and demonstrating sustainability leadership to the community.	Partnered with RMIT University to apply for grant funding to develop a renewable energy microgrid system plan for Council buildings.

Leadership

Strategy	31 December 2021 Update
Ensure Compliance with the <i>Local Government Act 2020</i> and other relevant legislation and regulations.	Ongoing.
Ensure key community priorities captured in the long-term community vision are reflected in the Council Plan.	Resource Community Plan Implementation Steering committee, investigate ways of reporting back to the community.
Manage the procurement of goods and services to provide transparency and best value for money.	Finalised the development of the <i>Procurement Policy</i> . Adopted 10 November 2021.
Deliver responsible budget outcomes linked to strategy that maintain financial sustainability and deliver value for money and rating fairness.	<p>Finalised Victorian Local Government Grants Commission return 2021/22 lodged by 30 September 2021.</p> <p><i>Financial Plan 2021/22 to 2030/31</i> was adopted by Council in October 2021.</p> <p>Undertook full Quarter two review of forecast result for 30 June 2022 considering COVID-19 impacts against budget phasing 2021/22.</p> <p>Commenced development of 2022/23 Budget Program and Business Planning Guidance Instructions.</p>
Improve customer experience through responsive, timely, efficient, well planned, and accessible services.	<p>The Customer Relations Team continue to provide a high standard of service which results from their competency and excellent knowledge of all council functions.</p> <p>The team are proactive in their response to customer queries.</p>
Develop a skilled, efficient and high performing customer focussed workforce.	<p>Staff training is always encouraged and available through the formal training application process. In addition, staff and supervisors can identify required training during the Staff Performance and Development Review process.</p> <p>The E-Learning program is available for all staff to access any online training courses for their benefit.</p> <p>Organisation wide compliance and legislative training is allocated when required to ensure the skills and knowledge of all staff remain current.</p>
Pursue and lobby for appropriate and sustainable funding and service arrangements with Victorian and Australian Governments.	Ongoing. Strong and positive working relationships with local members of parliament.

Strategy	31 December 2021 Update
In collaboration with key community partners support an inclusive and safe workplace, aiming to increase awareness of and access to appropriate training for staff in the prevention of all forms of violence.	As part of Council's commitment to our <i>Gender Equality Action Plan</i> , Gender Equity and Bystander training will be allocated to staff within the first year of the plan. Continue to promote and participate in the annual 16 Days of Activism campaign.
Work in partnership with community members, groups and organisations to achieve the aspirations captured within the Benalla Rural City long-term Community Vision.	Drafting updated <i>2036 Community Vision</i> document in partnership with CPISC, launch and consider best ways of keeping community informed on progress and assistance provided by CPISC in preparing Community Vision incorporated in Community Plan.
Create opportunities for deliberative engagement prior to decision making and actively improve and enhance Council's community engagement practices.	<i>Community Engagement Policy and Toolkit</i> updated, provide some assistance to other departments, set up and help resource The Hive online platform seeking community engagement on key issues such as Rural Township Plans. Community Engagement underpins the work undertaken within the Community department.
Provide timely and effective communications in plain language to the community about Council services, activities and decision making.	Produced multiple media releases on a variety of Council activities, regular social media posts and production off Council newsletter.
Plan, provide and promote direct Councillor engagement opportunities across the Benalla Rural City	No engagement opportunities to 31 December 2021.
Work in partnership with community, groups, local agencies, and all levels of government to advocate for improved services, infrastructure and social outcomes for the community and report on advocacy outcomes	Ongoing.
Participate in advocacy outcomes as part of Rural Councils Victoria.	Ongoing.

COUNCIL PLAN 2021-2025: HALF-YEARLY PROGRESS REPORT TO 31 DECEMBER 2021

Community

Strategy	31 December 2021 Update
Partner with key stakeholders, such as Victoria Police to promote and enhance community safety including for mobility scooter users, cyclists and pedestrians.	Manger Assets and Infrastructure facilitates and Chairs the Local safety and Traffic Liaison Group (LSTLG) Meetings which are held on a bi-monthly basis. The LSTLG is a valuable stakeholder forum to discuss local safety issues mainly around footpaths, roads and associated issues including but not limited to mobility scooter users, cyclists and pedestrians.
Work closely with community and key stakeholders to plan for emergencies and build community resilience.	Work has commenced on the review of the <i>Municipal Emergency Management Plan</i> . The Plan is listed on the Municipal Emergency Management Planning Committee agenda for comments to be obtained by all the relevant emergency management agencies.
With our community and key stakeholders to address some of the priorities of the <i>Victorian Public Health and Wellbeing Plan 2019-2023</i> : healthy eating and active living; mental wellbeing, preventing violence and injury, and climate change and its impact on health.	Resourcing Benalla Health and Wellbeing Partnership and drafting of Health and Wellbeing Plan workshop. Resourcing of Live4Life program, Age Friendly Benalla, FReeZA program, L2P, rural mental health events, Rural Outreach worker, Social Support Groups, Seniors Festival, Supported Playgroup, Family Liaison and Integrated Family Support program, MCH.
Act on the prevention of family violence through awareness raising, workplace policy and support for local and regional initiatives.	Benalla Health and Wellbeing Partnership, staff training, 16 Days of Activism, Maram training, integral to work in community services. Family Violence reform/legislation.
Work together with key health, welfare and community organisations and networks to support better learning, development and wellbeing outcomes for community members.	Continued resourcing of the Benalla Health and Wellbeing Partnership Group, Benalla Youth Service Provider Network, Benalla Live4Life Partnership Group and participation in Early Years Network, North East Age Friendly Alliance, Ovens Murray Children and Family Services Alliance. Continue to provide Integrated Family Services, Maternal and Child Health Services, Family Liaison, Rural Outreach, Aged and Disability Services, Regional Assessment and Covid Emergency Relief.
Offer programs, services, activities and events that support, develop and connect community members of all abilities and lead the community in being age friendly and child and COVID safe.	Resource Accessibility Reference Group, Age Friendly Benalla Reference Group, in process of updating Community Access and Inclusion Plan and Mobility Map, implementing Age Friendly Benalla Strategy, finalising Youth Strategy, supporting Early Years Strategic Plan, offering Supported Playgroup, New Parents Group, Integrated Family Services, Family Liaison, Sleep and Settling, enhanced MCH, Regional Assessment Service, CHSP and HACC PYP, FReeZA, Live4Life programs.

Strategy	31 December 2021 Update
Support and promote opportunities for the community to participate in a range of social, recreational, and arts and cultural programs, activities and events.	Seniors Festival activities, support Age well in Benalla Info Hub, Children's week activities, rural community get togethers, FReeZA events and activities, Social Support Groups, Supported Playgroup, New Parents Group.
Build community capacity through supporting community groups to deliver local initiatives that build social connections and enhance health and wellbeing.	Community Sponsorship program, community grants associated with drought and CASI funding, developing CASI directory of local activities, services and programs to be distributed to all households, updating Who What Where Benalla, L2P program, Rural Township Plans, Social Support Groups, Supported Playgroup, First time parents group, Sleep and Settling program, Family Services, Family Liaison, FReeZA, Engage, Live4Life programs.
Create and promote welcoming and inclusive practices and culture, so community members-whatever their age, gender, physical ability, socio-economic status, religious beliefs, sexuality or cultural background feel like they belong and are valued, respected and included.	Resource Umbrella Group, support Rainbow Ball, and wider regional networks focusing on LGBTIQ+, Supported Playgroup, New Parents Group, Integrated Family Services, Family Liaison, Sleep and Settling, MCH, Regional Assessment Service, CHSP and HACC PYP, CASI programs.
Encourage, support, value and celebrate volunteering in the community.	Continue to support our volunteers to resume in their function area, however, being considerate of their caution due to COVID-19 and personal risk factors. Various end of year celebrations have been held across numerous programs to thank and celebrate the selfless contributions provided by our volunteers.
Celebrate and promote history and cultural diversity	Council continues to work with community groups such as the Benalla and District Historical Society and Benalla Family Research Group as they document and preserve Benalla Rural City's history.
Continue to respectfully engage, include, celebrate and promote Aboriginal and Torres Strait Islander culture and people.	Resource Aboriginal Advisory Group begin planning for events and activities such as NAIDOC week and redevelopment of the Aboriginal Gardens, ongoing secondary consultations with VACCA and Mungabereena.
Promote, support and actively engage with smaller rural communities.	Rural Outreach Worker Program and Reference Group are drafting a number of Rural Township Plans, support funding for rural communities, rural mental health events, and support for local community get togethers, CASI, social support groups.

Livability

Strategy	31 December 2021 Update
Advocate and plan for street lighting, shade, seating and pedestrian crossings that support current growth and development and enhance safety and outdoor engagement.	Continue to advocate for enhancement in street lighting, improved and safer pedestrian facilities including crossings and improvements in public spaces through maintaining shade and seating.
Maintain and develop sport and recreation facilities and reserves, parks, gardens, playgrounds, and walking and cycling paths to increase passive and active community participation and social connection.	Pathways are currently being constructed and further pathways are being planned to be constructed to provide better access to community facilities and for the provision of increased passive and active social connections. Together with our communities stakeholders will continue to maintain and enhance our sporting and recreational facilities and amenities.
Maintain the amenity and cleanliness of townships, public spaces, roadsides and community facilities.	The amenity and cleanliness of our townships, public spaces, roadsides and community facilities will continue to be maintained through well planned and programmed maintenance regimes.
Ensure open spaces and public places in existing and developing communities are thoughtfully planned, connected, green, sustainable, accessible, engaging and inclusive and consider the needs of an ageing community.	Open Spaces and Public Spaces will continued to be and maintained and developed through well planned infrastructure and facilities to ensure connectivity, sustainable accessibility and inclusive for all including our ageing sector of our community.
Beautify streetscapes, landscaping, signage and town entrances.	Currently planning to redevelop Bridge Street, Benalla through landscape and streetscape improvements. Ongoing focus with maintaining and improving entrances to our townships through improved signage and streetscape work will continue.
Enhance and maintain key places of significance.	Contracts are in place for essential maintenance activities of Council facilities including, cleaning of the Heating, Ventilation and Air Conditioning (HVAC) systems at all Council facilities. The HVAC Service contract is near the end of the contract term and will go to procurement in Quarter 3. An updated Airport Manual for the Benalla Airport has been submitted to the Civil Aviation Safety Authority to ensure the Airport can continue to operate. A grant application is being prepared for the Living Heritage Grants Program to enable substantial conservation works to be undertaken on Council heritage listed assets.

Strategy	31 December 2021 Update
Advocate for and act on opportunities to protect, maintain and preserve heritage assets.	<p>Planning applications processed in accordance with the Planning Scheme Controls as required under the <i>Planning and Environment Act 1987</i>.</p> <p>Council has been successful in obtaining funding via Department of Environment Land Water and Planning under the Regional Planning Program for a Heritage review and study. This program will be run by Department of Environment Land Water and Planning in consultation with the Benalla Rural City Council.</p>
Deliver and maintain accessible and safe footpaths and cycle paths in existing and new neighbourhoods.	A continual emphasis on developing and long term maintenance on accessible and safe footpaths and cycle paths is high priority for existing and new neighbourhoods. Continual review of Council's path network is paramount identifying any improvement opportunities including improving connectivity.
Maintain and improve drainage, bridges, parking and road networks to meet the needs of the current and future population.	Maintain and strive to improve our civil infrastructure through ongoing commitment with our renewal program and ongoing periodical inspections and conditions assessments, to ensure assets are meeting community expectations.
Plan for population growth and accessibility for all	Funding continues to be sought to undertake a growth plan for Benalla Rural City.
Advocate for improved public transportation to be linked to new housing developments and advocate for increased and better-connected public transport options.	Continue to work with Department of Transport to improve public transport in Benalla Rural City.

Economy

Strategy	31 December 2021 Update
Work together with key stakeholders to engage, support, strengthen, enhance and diversify local business.	Continued to represent Benalla on various working groups including: Ovens Murray Digital Futures Group, Indi Telecommunications Action Group (ITAG), Benalla Future Work Steering group, Regional Smart Cities Connectivity group and Startup Shakeup Board.
Attract new investment, business and industry to the Benalla Rural City to facilitate business growth and job creation.	Continued to develop the Benalla Deep Dive Workforce Development plan to be finished early 2022.
Support a circular economy to improve business productivity and reduce waste.	Continuing commitment to support circular economy is evident through our continual focus on improving our resource recovery and waste practices, including the recent construction of our Transfer Station, which is due to open later in 2022.
Strengthen the visitor economy through growth of events and promotion of unique assets and experiences and visitor attractions.	Tourism North East (TNE) is marketing Benalla's Street Art trail as one of the 'top 10 walks' in North East Victoria for the Melbourne market.
Grow, enhance and promote sports, arts and culture tourism opportunities.	Worked with TNE on region tourism marketing opportunities.
Improve accommodation offerings in the Benalla Rural City.	Facilitated sessions to determine priority actions for Stage 3 of the Benalla Deep Dive workforce development plan that is scheduled for March 2022.
Work with key stakeholders to improve local learning and employment pathway opportunities that address skills gaps, align with future needs and support lifelong learning.	Continued to develop the Benalla Deep Dive workforce development plan to be finished early 2022.
Advocate for improved local access to post-secondary education opportunities.	Discussions continue with GOTAFE on the future of technical and further education in Benalla.
Broadly market Benalla Rural City's liveability.	Continue to promote Benalla Rural City as a place to live, work and invest through social media and other key publications.
Continue to support Rural Councils Victoria (RCV) projects and initiatives.	CEO sits on the RCV Board. Continued participation in RCV initiatives such as the Financial Plan Model pilot project and Rural Councils Transformation Project.
Proactively plan for new residential development to support increased population and growth.	<p>Planning applications processed in accordance with the Benalla Planning Scheme and the <i>Planning and Environment Act 1987</i>.</p> <p>Council has been successful in obtaining funding under the Regional Planning Program for the review of the Benalla Planning Scheme.</p>

Environment

Strategy	31 December 2021 Update
Partner with agencies and the community to manage and enhance our natural environmental assets, water quality and river health across Benalla Rural City and support the Goulburn Broken Catchment Management Authority Regional Catchment Strategy and other regional environmental strategies.	Weed and pest management program completed. Undertook a biodiversity meeting with Goulburn Broken Catchment Management Authority (GBCMA).
Maintain and establish shading for public areas, including planning for shade trees in new residential developments.	New subdivisions are being assessed under the Benalla Planning Scheme and the Infrastructure Design Manual for planning of street trees and the provision of open space landscaping.
Enable a safe and thriving natural environment.	Undertook a review of the Environment Strategy.
Actively promote responsible behaviours to reduce waste.	Active member of the North East Regional Waste Group. Our participation through the Group provides Council opportunities to improve and enhance behaviours, through innovative ideas and practices to reduce waste not only locally within our own municipality, but across the greater region.
Provide efficient and sustainable waste management services.	Work in conjunction with the North East Region Waste Group are currently exploring opportunities in developing collaborative partnerships across the region in the endeavour to improve sustainable and enhanced waste management services.
Partner with business, industry and community to plan and implement local approaches and initiatives that respond to climate change.	Undertook planning for review of climate change adaption plan and environment strategy.
Advocate, promote, support and encourage the use of renewable and clean energy and technology.	Partnered with a private entity to successfully secure funding for an electric vehicle charging station.
Improve Council's sustainability performance through greater use of renewable energy and demonstrating sustainability leadership to the community.	Partnered with RMIT University to apply for grant funding to develop a renewable energy microgrid system plan for Council buildings.

Leadership

Strategy	31 December 2021 Update
Ensure Compliance with the <i>Local Government Act 2020</i> and other relevant legislation and regulations.	Ongoing.
Ensure key community priorities captured in the long-term community vision are reflected in the Council Plan.	Resource Community Plan Implementation Steering committee, investigate ways of reporting back to the community.
Manage the procurement of goods and services to provide transparency and best value for money.	Finalised the development of the <i>Procurement Policy</i> . Adopted 10 November 2021.
Deliver responsible budget outcomes linked to strategy that maintain financial sustainability and deliver value for money and rating fairness.	<p>Finalised Victorian Local Government Grants Commission return 2021/22 lodged by 30 September 2021.</p> <p><i>Financial Plan 2021/22 to 2030/31</i> was adopted by Council in October 2021.</p> <p>Undertook full Quarter two review of forecast result for 30 June 2022 considering COVID-19 impacts against budget phasing 2021/22.</p> <p>Commenced development of 2022/23 Budget Program and Business Planning Guidance Instructions.</p>
Improve customer experience through responsive, timely, efficient, well planned, and accessible services.	<p>The Customer Relations Team continue to provide a high standard of service which results from their competency and excellent knowledge of all council functions.</p> <p>The team are proactive in their response to customer queries.</p>
Develop a skilled, efficient and high performing customer focussed workforce.	<p>Staff training is always encouraged and available through the formal training application process. In addition, staff and supervisors can identify required training during the Staff Performance and Development Review process.</p> <p>The E-Learning program is available for all staff to access any online training courses for their benefit.</p> <p>Organisation wide compliance and legislative training is allocated when required to ensure the skills and knowledge of all staff remain current.</p>
Pursue and lobby for appropriate and sustainable funding and service arrangements with Victorian and Australian Governments.	Ongoing. Strong and positive working relationships with local members of parliament.

Strategy	31 December 2021 Update
In collaboration with key community partners support an inclusive and safe workplace, aiming to increase awareness of and access to appropriate training for staff in the prevention of all forms of violence.	As part of Council's commitment to our <i>Gender Equality Action Plan</i> , Gender Equity and Bystander training will be allocated to staff within the first year of the plan. Continue to promote and participate in the annual 16 Days of Activism campaign.
Work in partnership with community members, groups and organisations to achieve the aspirations captured within the Benalla Rural City long-term Community Vision.	Drafting updated <i>2036 Community Vision</i> document in partnership with CPISC, launch and consider best ways of keeping community informed on progress and assistance provided by CPISC in preparing Community Vision incorporated in Community Plan.
Create opportunities for deliberative engagement prior to decision making and actively improve and enhance Council's community engagement practices.	<i>Community Engagement Policy and Toolkit</i> updated, provide some assistance to other departments, set up and help resource The Hive online platform seeking community engagement on key issues such as Rural Township Plans. Community Engagement underpins the work undertaken within the Community department.
Provide timely and effective communications in plain language to the community about Council services, activities and decision making.	Produced multiple media releases on a variety of Council activities, regular social media posts and production off Council newsletter.
Plan, provide and promote direct Councillor engagement opportunities across the Benalla Rural City	No engagement opportunities to 31 December 2021.
Work in partnership with community, groups, local agencies, and all levels of government to advocate for improved services, infrastructure and social outcomes for the community and report on advocacy outcomes	Ongoing.
Participate in advocacy outcomes as part of Rural Councils Victoria.	Ongoing.

9.4 Mayor and Councillors' Attendance at Committees and Civic Functions

SF/808-07

Tracey Beaton - Executive Coordinator

The Mayor and Councillors, listed in alphabetical order, attended meetings and events as detailed below during the period from 12 March 2022 to 15 April 2022.

Councillor Danny Claridge	
15 March	Benalla Family Research Group Meeting
16 March	U3A Benalla Annual General Meeting
	Councillor Only Forum
	Planning and Development Committee Meeting
17 March	Local Government Waste Forum (NEWRRG) (online)
	Circular Economy Leadership Course - Live Webinar
19 March	GRETALS Australia meeting
	NEMA Harmony Day 2022
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
24 March	Circular Economy Leadership Course Live Webinar
	Local Government Reform - Global Live Panel Forum
6 April	Assembly of Councillors – GoTafe Update
	Assembly of Councillors - 2022/23 Budget Workshop 3
8 April	Meeting with Chris Bowen Opposition Minister for Climate Change
13 April	Councillor Only Forum
	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Councillor Peter Davis	
12 March	Power of Cultural Infrastructure' Talk by Tarragh Cunningham, Assistant Director Queensland Art Gallery - Gallery of Modern Art
16 March	Councillor Only Forum
	Planning and Development Committee Meeting
22 March	Audit and Risk Committee Meeting
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
30 March	Ceramic Mural Design Concept - Public Meeting
	Councillor Only Forum
	Assembly of Councillors
3 April	Celebration of the new Memorial Garden at the Moorngag Cemetery
6 April	Assembly of Councillors - GoTafe Update
	Councillor Only Forum
	Assembly of Councillors – Business Review
	Assembly of Councillors - 2022/23 Budget Workshop 3
13 April	Councillor Only Forum
	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Councillor Don Firth	
16 March	U3A Benalla Annual General Meeting
	Councillor Only Forum
	Planning and Development Committee Meeting
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
30 March	Ceramic Mural Design Concept - Public Meeting
	Councillor Only Forum
	Assembly of Councillors
6 April	Assembly of Councillors – Business Review

Councillor Don Firth	
	Assembly of Councillors - 2022/23 Budget Workshop 3
12 April	Accessibility Reference Group Meeting
13 April	Councillor Only Forum
	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Councillor Punarji Hewa Gunaratne	
16 March	U3A Benalla Annual General Meeting
	Councillor Only Forum
	Planning and Development Committee Meeting
18 March	VLGA's FastTrack 2022 Councillor Leadership Development Program
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
27 March	Welcome for Ukrainian Association President Andrew Makohon
30 March	Ceramic Mural Design Concept - Public Meeting
6 April	Assembly of Councillors – GoTafe Update
	Assembly of Councillors – Business Review
	Assembly of Councillors - 2022/23 Budget Workshop 3
13 April	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Mayor Bernie Hearn	
16 March	Planning and Development Committee Meeting
17 March	MAV Rural North East Regional Meeting (online)
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
27 March	Welcome for Ukrainian Association President Andrew Makohon
28 March	Waminda Board of Management Meeting

Mayor Bernie Hearn	
30 March	Ceramic Mural Design Concept - Public Meeting
	Councillor Only Forum
	Assembly of Councillors
31 March	Hume Region Local Government Network Forum
4 April	Benalla Local Safety and Traffic Liaison Committee Meeting
	Benalla Sports and Equestrian Centre Advisory Committee Meeting
6 April	Assembly of Councillors – GoTafe Update
	Councillor Only Forum
	Assembly of Councillors – Business Review
	Assembly of Councillors - 2022/23 Budget Workshop 3
9 April	Live Art Mural Performance - SURFACE
12 April	Accessibility Reference Group Meeting
13 April	Councillor Only Forum
	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Councillor Justin King	
16 March	Councillor Only Forum
	Planning and Development Committee Meeting
22 March	Audit and Risk Committee Meeting
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
30 March	Ceramic Mural Design Concept - Public Meeting
	Councillor Only Forum
	Assembly of Councillors
4 April	Benalla Local Safety and Traffic Liaison Committee Meeting
6 April	Assembly of Councillors – GoTafe Update
	Councillor Only Forum
	Benalla Festival Advisory Committee Meeting
	Assembly of Councillors – Business Review

Councillor Justin King	
	Assembly of Councillors - 2022/23 Budget Workshop 3
13 April	Councillor Only Forum
	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Councillor Gail O'Brien	
21 March	NE Tracks LLEN - Committee of Management Meeting
23 March	Councillor Only Forum
	Council Meeting
	Assembly of Councillors – 2022/23 Budget Workshop 2
30 March	Ceramic Mural Design Concept - Public Meeting
	Councillor Only Forum
6 April	Assembly of Councillors – Business Review
	Assembly of Councillors - 2022/23 Budget Workshop 3
9 April	Live Art Mural Performance - SURFACE
13 April	Councillor Only Forum
	CEO Employment and Remuneration Committee Meeting
	Finance and Operations Committee Meeting
	Assembly of Councillors - 2022/23 Budget Workshop 4

Recommendation:

That the report be noted.

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9.5 Council Actions Pending

Council Actions Pending are detailed in **Appendix 1**.

Recommendation:

That the report be noted.

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Council Actions Pending From The Cycle Of Meetings Ended 27 April 2022

Appendix 1

Action No.	Meeting Name	Item	Action	Officer	Status/notes
1.	Council Meeting 20-Apr-22	3	Draft Benalla Rural City Council Financial Plan 2023 to 2032 <ol style="list-style-type: none"> 1. That the draft Benalla Rural City Council Financial Plan 2023 to 2032 be endorsed for public exhibition for a period of 28 days from 21 April 2022. 2. That submissions relating to the draft Benalla Rural City Council Financial Plan 2023 to 2032 be heard at a meeting of the Finance and Operations Committee on 25 May 2022. 3. That the Council consider submissions relating to the draft Benalla Rural City Council Financial Plan 2023 to 2032 at a Council meeting on 15 June 2022. 4. That the Council consider the adoption of the Benalla Rural City Council Financial Plan 2023 to 2032 at a meeting of the Council on Wednesday 29 June 2022. 	MF	1. Completed
2.	Council Meeting 20-Apr-22	2	Proposed 2022/23 Budget <ol style="list-style-type: none"> 5. That the proposed <i>2022/23 Budget</i> be endorsed for public exhibition for a period of 28 days from 21 April 2022. 6. That submissions relating to the proposed <i>2022/23 Budget</i> be heard at a meeting of the Finance and Operations Committee on 25 May 2022. 7. That the Council consider submissions relating to the proposed <i>2022/23 Budget</i> at a Council meeting on 15 June 2022. 8. That the Council consider the adoption of the <i>2022/23 Budget</i> at a meeting of the Council on Wednesday 29 June 2022. 	MF	1. Completed

Action No.	Meeting Name	Item	Action	Officer	Status/notes
3.	F&O Committee 13-Apr-22	5	Benalla Rural City Council Chief Executive Officer Employment And Remuneration Committee – Appointment of Independent Advisor That the Finance and Operations Committee, acting under its delegated authority of the Council, resolve to appoint Chris Eddy as the Independent Advisor on the Benalla Rural City Council Chief Executive Officer Employment and Remuneration Committee for a two-year term commencing 13 April 2022.	GMC	Completed
4.	F&O Committee 13-Apr-22	3	Draft Benalla Rural City Council Youth Strategy 2022-2026 – Endorsement for Public Consultation That the Finance and Operations Committee, acting under its delegated authority of the Council, resolve: <ol style="list-style-type: none"> 1. That the draft <i>Benalla Rural City Council Youth Strategy 2022-2026</i> be endorsed for public exhibition. 2. That the <i>Benalla Rural City Council Youth Strategy 2022-2026</i> be placed on public exhibition for a period of at least 28 days. 	MC	Completed
5.	F&O Committee 13-Apr-22	2	2021/2022 Community Sponsorship Program That \$500 grants from the 2021/22 Community Sponsorship Program be allocated to For the Good of Devenish and the Rotary Club of Benalla Inc.	MC	Completed

Action No.	Meeting Name	Item	Action	Officer	Status/notes
6.	Council Meeting 10-Feb-21	11.2	<p>Notice of Motion: Hosting of a community and sporting group summit to understand the impact of COVID-19</p> <ol style="list-style-type: none"> 1. That the Council invite representatives from sporting and community clubs to participate in "round table" discussions to identify the challenges faced during the COVID-19 Pandemic with the intent to better understand the impact of the pandemic with a specific focus on: <ul style="list-style-type: none"> ▪ Financial impact ▪ Participation rate impact (members/volunteers) ▪ Social impact 2. That "round table" (or alternative 'one on one') discussions be facilitated in accordance with COVID-19 requirements by the Waste and Recreation Coordinator, Community Development Coordinator and Volunteer Development Coordinator in the normal cycle of interactions (i.e. Committee of Management meetings) across 3 months. Options of MS Teams and Zoom can be offered as a second means of facilitating discussions if required. 3. That the Council use the Summit as an exercise to collect information. 4. That the Council draft the information collected in a document that captures the impact of COVID-19 on sporting clubs and community groups within our community. 5. That the report be developed and presented to the Council for adoption and be provided to Federal and State members for consideration. 	CEO	In progress.

Action No.	Meeting Name	Item	Action	Officer	Status/notes
7.	Council Meeting 10-Feb-21	11.1	<p>Notice of Motion: Seeking development of COVID-19 Support Initiatives</p> <p>That the Council develop COVID-19 Support Initiatives (BCSI) that provide advice and support to the Benalla community through 2021/22.</p> <ol style="list-style-type: none"> 1. That the Council develop a community 2021/22 BCSI document (directory) that provides current advice and information relating to COVID-19 supports, including local providers and agencies, Government Departments and sectors from across the state. 2. That the Council undertake a review to consider local supports for the Benalla community as part of the BCSI. 3. That the Council consider the adoption of the final BCSI document upon its completion and the review be considered during the council budget process 2021/22. 	CEO	In progress.
8.	P&D Committee 17-Jun-20	2	<p>Planning application for a 118 Lot Subdivision and the removal of native vegetation at Kilfeera Road, Benalla</p> <p>That the item be deferred until the Planning and Development Committee Meeting scheduled for 22 July 2020.</p>	MD	To be rescheduled. Awaiting developer response.

10. Reports by Councillors

Recommendation:

That the report(s) be noted.

11. Notices of Motion

12. Notices of Rescission Motion

13. Urgent Business

Business can only be admitted as urgent business by resolution of the council, and only then if it:

- relates to or arises out of a matter which has arisen since distribution of the agenda; and
- cannot be deferred until the next Council Meeting without having a negative impact on the Council, the municipality or the local community; and
- cannot be addressed through the Customer Request Management System.

A Councillor proposing that a matter be admitted as urgent business must lodge it in writing with the Chief Executive Officer by 4pm on the day of the meeting.

The Chief Executive Officer will advise the Mayor of any matter that the Chief Executive Officer determines appropriate for the Council to consider admitting as urgent business.

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14. Confidential Business

It is proposed that the following items be considered in confidential business pursuant to the *Local Government Act 2020* as they contain personal information that would result in the unreasonable disclosure of information about a person or their personal affairs if released:

- 14.1 Recommendations from the CEO Employment and Remuneration Committee
- 14.2 Confidential Reports by Councillors
- 14.3 Confidential Council Actions Pending

Recommendation:

That the meeting be closed to the public for the consideration of the confidential business item noted above pursuant to Sections 3(1) and Section 66(2)(a) of the *Local Government Act 2020*.

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15. Reopening of the meeting to the public

Recommendation:

That the meeting be reopened to the public.

16. Closure of the meeting