



Council Minutes



Date: 19 March 2024
Time: 6:00pm
Venue: Echuca Civic Centre

Photo Left to Right: Cr Tony Marwood (Deputy Mayor), Cr Colleen Gates, Cr Paul Jarman, Cr Daniel Mackrell, Cr Rob Amos (Mayor), Cr Leanne Pentreath, Cr Chrissy Weller, Cr Adrian Weston and Cr John Zobec

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Minutes of the open section of the Campaspe Shire Council meeting held on Tuesday 19 March 2024, commencing at 6:06 pm at the Council Chambers, Echuca Civic Centre.

Present**Councillors**

Cr Robert Amos – Mayor
Cr Colleen Gates
Cr Paul Jarman
Cr Daniel Mackrell
Cr Anthony Marwood
Cr Leanne Pentreath
Cr Adrian Weston
Cr John Zobec

In Attendance**Officers**

Pauline Gordon - Chief Executive Officer
Matthew McPherson- Director Corporate
Jo Bradshaw – Director Communities
Kate Lemon - Director Infrastructure
Michael Sharp – Director Sustainability
Shannon Maynard – Director Community Safety & Recovery
Jane Still – Manager Governance & Risk
Doreen Stringer – Executive Assistant
Annette Waters – Business Support Officer- OCEO

1 Apologies and Requests for Leave of Absence

1.1 Apologies

Cr Weller

Moved by Cr Mackrell

Seconded by Cr Zobec

That the apology be accepted.

CARRIED

1.2 Leave of Absence

Nil.

2 Confirmation of Minutes and Attachments

Moved by Cr Zobec

Seconded by Cr Marwood

That the Minutes of the Campaspe Shire Council Meeting held on 20 February 2024 be confirmed.

CARRIED

3 Disclosure of Conflicts of Interest

In accordance with Section 130(1)(a) of the *Local Government Act 2020* Councillors are required to disclose any conflict of interest in respect of a matter to be considered at a Council meeting.

Pauline Gordon, Chief Executive Officer, declared a conflict of interest in Item 11.2 by way of direct conflict of interest.

4 Changes to the Order of Business

Nil.

5 Public Question Time

Nil.

6 Petitions / Joint Letters

Nil.

7 Acknowledgements / Councillor Reports

Nil.

8 Council Decisions

8.1 Responsible Authority Decisions

8.1.1 Planning Decision Monthly Update

Directorate: Sustainability

Responsible Officer: Manager Planning & Building

Manager: Manager Planning & Building

Attachments: 1. Monthly Councillor Reporting - February 2024 [8.1.1.1 - 4 pages]

The purpose of this report is to provide information on the determined planning applications including other planning decisions as of 29 February 2024.

Moved by Cr Marwood

Seconded by Cr Pentreath

That Council note the determined planning permit applications and other planning decisions, to 29 February 2024.

CARRIED

8.2 Planning Authority Decisions

A Planning Authority is defined under Section 12 of the *Planning & Environment Act 1987* and is responsible for implementing the objectives of planning in Victoria and reviewing and preparing amendments to a planning scheme.

Nil received.

8.3 Office of the CEO

8.3.1 ALGA NGA Motion/s

Directorate:	Corporate
Responsible Officer:	Manager ICT
Manager:	Director Community Safety & Recovery Director Corporate
Attachments:	Nil

The purpose of this report is for Council to consider the motions it seeks to place before the National General Assembly of the Australian Local Government Association (ALGA).

Moved by Cr Pentreath

Seconded by Cr Jarman

That Council requests the consideration of the following motions at the National General Assembly of the Australian Local Government Association:

- 1. The National General Assembly calls on the Australian Government to to:**
 - 1.1 Acknowledge that Council decisions are made in the best interest of their communities.**
 - 1.2 Increase direct interaction between Local and Commonwealth Governments without the need for State Government oversight in relation to grant funding opportunities as evident in the successful blackspot and Local Roads and Community Infrastructure programs.**
 - 1.3 Work towards achieving maximum community value through flexible policies and programs, acknowledging that Local Government is best positioned to deliver on community priorities and needs.**
- 2. The National General Assembly calls on the Australian Government to fund a nationally coordinated program of collaboration between Federal Government and Local Governments, through the Australian Cyber Security Centre or other suitable body, focused on shared cyber security improvements.**
- 3. The National General Assembly calls on the Australian Government to include provisions for betterment as part of the Disaster Recovery Funding Arrangements (DRFA) to enable Council's impacted by natural disasters to build back better and improve infrastructure to be more resilient to impacts in the future.**

CARRIED

8.4 Communities

8.4.1 The Future of Aquatic Services

Directorate:	Communities
Responsible Officer:	Manager Active Communities
Manager:	Director Communities
Attachments:	<ol style="list-style-type: none"> 1. Community Engagement Outcome Report [8.4.1.1 - 23 pages] 2. Rochester Aquatics Functional Brief 2024 [8.4.1.2 - 88 pages]

The purpose of this report is for Council:

1. To establish a position regarding the future provision of aquatic services across the municipality,
2. To note the outcome of the community engagement undertaken with the Rochester community, seek endorsement of the functional brief for the Rochester Pool that was developed based on the engagement outcomes, and
3. To consider strongly advocating to the State and Commonwealth governments for funding of a proposed new Rochester Aquatic facility.

That Council:

- ~~1. Rescind resolution – Item 9.3 Aquatic Services Review, 19 January 2022.~~
- ~~2. Commit to the development of an Aquatic Strategy to be undertaken with the community that aims to deliver the continued provision of aquatic facilities and wet play across the Municipality for the next 15–20 years.~~
- ~~3. Note the Rochester Community Engagement Outcomes Report and endorse the Rochester Aquatics Functional Brief.~~
- ~~4. Commit to the development of a detailed design and quantity survey for a new aquatic facility based on the elements included in the Rochester Aquatics Functional brief.~~
- ~~5. Strongly advocate for funding for a new aquatic facility in the current location being 26 Ramsay Street, Rochester.~~
- ~~6. Commit \$500,000 from the Asset Renewal Reserve for the demolition of the current pool shell and associated buildings.~~

Cr Jarman requested to separate the motion into two parts to allow separate debate and a vote on each part. The first part will comprise points 1 and 2 of the recommendation, and second part will contain the remainder points 3 to 6.

The Chair allowed the separation as requested.

Part One

Moved by Cr Jarman

Seconded by Cr Zobec

That Council:

- 1. Request officers to provide a report to a future briefing of Council on the status and future approach to the development of integrated masterplans incorporating township facility plans for townships across the Shire.**
- 2. Commit to the development of an Aquatic Strategy to be undertaken with the community that aims to deliver the continued provision of aquatic facilities and wet play across the Municipality for the next 15- 20 years.**

CARRIED

Part Two

Moved by Cr Jarman

Seconded by Cr Zobec

That Council:

- 3. Note the Rochester Community Engagement Outcomes Report and endorse the Rochester Aquatics Functional Brief.**
- 4. Commit to the development of a detailed design and quantity survey for a new aquatic facility based on the elements included in the Rochester Aquatics Functional brief.**
- 5. Strongly advocate for funding for a new aquatic facility in the current location being 26 Ramsay Street, Rochester.**
- 6. Allocate \$500,000 from the Asset Renewal Reserve to a 2023/2024 project for the demolition of the current pool shell and associated buildings.**

CARRIED

8.4.2 Community Facilities and Meeting Spaces Provision Policy

Directorate:	Communities
Responsible Officer:	Recreation Project Officer
Manager:	Manager Active Communities
Attachments:	<ol style="list-style-type: none">1. Community Facilities and Meeting Spaces Provision Policy [8.4.2.1 - 4 pages]2. 157- Places-of- Assembly- Community- Facilities (15) [8.4.2.2 - 4 pages]3. MARKED UP 157 Places of Assembly Community Facilities 15 Feb [8.4.2.3 - 6 pages]

The purpose of this report is to seek Council endorsement of the Community Facilities and Meeting Spaces Provision Policy.

Moved by Cr Marwood

Seconded by Cr Pentreath

That Council adopt and endorse the Community Facilities and Meeting Spaces Provision Policy.

CARRIED

8.4.3 Sport and Recreation Facilities Capital Contributions Policy

Directorate:	Communities
Responsible Officer:	Manager Active Communities
Manager:	Director Communities
Attachments:	1. Sport and Recreation Facilities Capital Contributions Policy [8.4.3.1 - 6 pages]

The purpose of this report is to seek Council endorsement of the Sport and Recreation Facilities Capital Contributions Policy.

Moved by Cr Pentreath

Seconded by Cr Jarman

That Council adopt and endorse the Sport and Recreation Facilities Capital Contributions Policy.

CARRIED

8.4.4 Rochester Place Based Plan

Directorate:	Communities
Responsible Officer:	Community Development Officer
Manager:	Acting Manager Community Partnerships
Attachments:	<ol style="list-style-type: none">1. Rochester Place Based Plan 2024 [8.4.4.1 - 26 pages]2. Rochester PBP Community Feedback Review [8.4.4.2 - 3 pages]3. Rochester Place Based Plan updated 2024 [8.4.4.3 - 26 pages]

To seek Council endorsement for the Rochester Place Based Plan (PBP).

Moved by Cr Jarman

Seconded by Cr Marwood

That Council

- 1. Endorse the Rochester Place Based Plan.**
- 2. Thank the Rochester Place Based Committee and all members of the Rochester community who contributed to the development of this plan.**

CARRIED

8.4.5 Kyabram Wilf Cox - Regional Community Sports Infrastructure Fund

Directorate:	Communities
Responsible Officer:	Recreation Project Officer
Manager:	Manager Active Communities
Attachments:	1. 2021-716- T-0 [8.4.5.1 - 19 pages]

For Council to endorse an application for the Regional Communities Sports Infrastructure Fund (RCSIF). The application would progress the Kyabram Wilf Cox Pavilion redevelopment project that is a “shovel ready” project.

Moved by Cr Gates

Seconded by Cr Zobec

That Council:

- ~~1. Approve an application for a \$1,000,000 grant through the Regional Community Sports Infrastructure Fund for the Kyabram Wilf Cox Pavilion.~~
- ~~2. Endorse a commitment of \$2,200,000 co-contribution of Council funds towards the redevelopment of the Wilf Cox Pavilion in Kyabram, noting a successful grant application.~~
- ~~3. Endorse a commitment of the \$3,200,000 of the Kyabram Wilf Cox Pavilion redevelopment, noting an unsuccessful grant application.~~

That Council:

1. Approve an application for a \$1,000,000 grant through the Regional Community Sports Infrastructure Fund for the Kyabram Wilf Cox Pavilion.
2. Endorse a commitment of \$2,200,000 co-contribution of Council funds towards the redevelopment of the Wilf Cox Pavilion in Kyabram, noting a successful grant application.
3. In the event of an unsuccessful grant application, officers will prepare a report for a Council Briefing for further consideration.

CARRIED

8.5 Community Safety and Recovery

8.5.1 Local Law Review 2024 - Project Plan

Directorate:	Community Safety and Recovery
Responsible Officer:	Manager Community, Safety and Compliance
Manager:	Director Community Safety and Recovery
Attachments:	Nil
Conflict of Interest:	In accordance with section 130 of the Local Government Act 2020, the officer preparing this report declares no conflict of interest regarding this matter.
Council Plan Reference:	Not applicable
Other Strategic Context:	General Local Law No.9 2022

The purpose of this report is to seek adoption of the project plan and associated project timeframes for the review of the General Local Law 2024 – Phase 1.

Moved by Cr Gates

Seconded by Cr Jarman

That Council adopts the project timeframe for Phase 1 of the General Local Law Review 2024.

CARRIED

8.6 Corporate

8.6.1 Audit & Risk Committee Half Yearly Report

Directorate:	Corporate
Responsible Officer:	Manager Governance and Risk
Manager:	Director Corporate
Attachments:	1. Audit Risk Committee Biannual Report to Council July-December 2023 [8.6.1.1 - 6 pages]

This report presents the activities of the Audit and Risk Committee for the period July 2023 to December 2023, in accordance with the Committee's Charter and section 54(5) of the Local Government Act 2020 (the Act).

Moved by Cr Marwood

Seconded by Cr Gates

That Council

- 1. Receives the biannual report of the Audit and Risk Committee for the period 1 July 2023 to 31 December 2023;**
- 2. Affirms that the report demonstrates the Committee has discharged its responsibilities, as described in the Audit and Risk Committee Charter, for the reporting period; and**
- 3. Thank outgoing Audit and Risk Committee Chair Linda MacRae for her service in that role.**

CARRIED

8.6.2 Midyear Budget Review and Quarterly Financial Report

Directorate:	Corporate
Responsible Officer:	Manager Finance and Investment
Manager:	Director Corporate
Attachments:	1. Quarterly Financial Reports Q 2 2024 [8.6.2.1 - 10 pages]

The purpose of this report is to:

1. Present Council's financial position for the six months ended 31 December 2023.
2. Present the revised full 2023/24 financial year forecast to 30 June 2024.

Moved by Cr Jarman

Seconded by Cr Gates

That Council

1. **Receives the Financial Report, consisting of the Income Statement, Balance Sheet, Cash Flow Statement, and Statement of Capital Works for the period 1 July to 31 December 2023.**
2. **As per Section 97(3) of the Local Government Act 2020, resolve to accept the Chief Executive Officer's opinion that a revised Budget is not required.**
3. **Note the full 2023/24 financial year forecast budget improvement to a deficit of \$1,470,728.**

CARRIED

8.7 Infrastructure

8.7.1 Adoption of Final Echuca Moama Torrumbarry Flood Study

Directorate:	Infrastructure
Responsible Officer:	Consultant Project Manager
Manager:	Director Infrastructure
Attachments:	Due to the size of the Flood Study Report, the document is attached separately.

The purpose of this report is to:

1. To consider submissions following formal community consultation, and
2. To seek adoption of the final draft Echuca Moama Flood Study Report.

Moved by Cr Pentreath

Seconded by Cr Marwood

That Council having considered the submissions made in response to exhibition of the draft Echuca Moama Flood Study Report September 2023 and associated recommendations:

1. **Adopt the final draft Echuca Moama Flood Study Report February 2024, and**
2. **Publish the report and submit the associated data files to DEECA for inclusion in the Victorian Flood Database.**

CARRIED

Cr Zobec left the chamber at 7.42pm.

8.7.2 Mackay Street Rochester, Part Road Discontinuation and Sale of Land

Directorate:	Infrastructure
Responsible Officer:	Property Manager
Manager:	Manager Properties and Facilities
Attachments:	<ol style="list-style-type: none">1. Certificate of Title Volume 10216 Folio 793 Mackay Street Rochester - Title & Plan [8.7.2.1 - 3 pages]2. CONFIDENTIAL REDACTED - Confidential Attachment [8.7.2.2 - 1 page]

To initiate the statutory process for the proposed part road discontinuance of the Mackay Street, Rochester car park and the sale of the portion of land approximately 175m² to the adjoining landowner, as depicted in the plan.

Moved by Cr Jarman

Seconded by Cr Marwood

That Council

1. **Endorse the commencement of community engagement and invite submissions in accordance with section 223 of the Local Government Act 1989 and section 114 of the Local Government Act 2020, of its intention to discontinue the portion of road and sell the land approximately 175m², known as part of the Mackay Street, Rochester car park to the adjoining landowner.**
2. **Note that a further report will be presented to Council to consider the outcome of the community engagement.**

CARRIED

8.7.3 Rochester Flood Study and Mitigation Plan

Directorate:	Infrastructure
Responsible Officer:	Consultant Project Manager
Manager:	Director Infrastructure
Attachments:	1. Draft Rochester Flood Study TOR [8.7.3.1 - 6 pages]

The purpose of this report is to seek endorsement of the governance and management arrangements for conduct of the Rochester Flood Management Plan Review and Update.

Moved by Cr Jarman

Seconded by Cr Pentreath

That Council:

- 1. Note the funding agreements with DEECA and North Central Catchment Management Authority to fund the Rochester Flood Management Plan Review and Update (the Study) with Campaspe Shire Council to contribute project management costs.**
- 2. Note the proposed management and governance arrangements for conduct of the Study as set out in detail in Attachment 1 and more generally providing for:**

Campaspe Shire Council as the Principal to the Study contracts;

A Project Control Group comprising the Director Infrastructure or delegate, and a representative from each of the North Central Catchment Management Authority, Department of Energy, Environment and Climate Action, Victorian State Emergency Service and Goulburn Murray Water to advise Campaspe Shire Council on conduct of the Study;

Establishment of a Flood Study Reference Committee comprising representatives from relevant State agencies, local organisations and the affected rural and urban communities in the broader Rochester area to provide local input and guidance on issues and proposals arising during conduct of the study;

Establishment of a Chief Executive Officers Group comprising the lead executives from the two municipalities involved in the study area (Campaspe and Bendigo), the two water authorities with an interest in Lake Eppalock, (GMW and Coliban Water) and DEECA to provide advice and keep their organisations abreast of developments.

CARRIED

8.8 Council Information

8.8.1 Notes of Appreciation

Directorate:	Office of the CEO
Responsible Officer:	Office of the CEO Support Officer
Manager:	Office of the CEO Executive Officer

To present the notes of appreciation that Council has received since its last meeting.

Moved by Cr Marwood

Seconded by Cr Pentreath

That Council acknowledge the notes of appreciation as listed and convey this appreciation to the relevant parties.

CARRIED

1. Wayne and Julie McInnes, Echuca

“Thank you again to the excellent parks and gardens Team for mowing our nature strip and reserve in Wisteria St last week.”

2. Brooke, Echuca

“I would like to acknowledge and recognise, the outstanding and exemplary kindness of a Campaspe Shires Parking Inspector earlier today.

A dear friend of mine could not locate her car, and a very kind Parking Inspector from Campaspe Shire provided her with help and assistance. He took the time to help her search for her car, calmed her and provided great mental health first aid.

The very kind Inspector moved her to a safe place, where I was able to come and collect her, locate her car and take her home.

This is an outstanding example of kindness and compassion. We all would be ever so grateful if you could pass on our thanks and acknowledge this ‘gentleman’.”

3. Ron, Stantons Buses

Regarding Thomsons Bridge Road, Gunbower:

“Thank you for the prompt grading of the road”

4. Robyn, Moora

“I just wanted to give you some positive feedback of an interaction we have had with your roads crew. I rang the Shire around three weeks ago and spoke to someone regarding the condition of our unsealed road. It was in a terrible state with large potholes and major corrugation. I had a call from Mark who said he would be out to have a look the following day.

On inspection Mark called me to say the job would needed to be done and would be put on the list. Our road has been completed and we are so happy with what has been done. I called Mark this week to say thank you for such a quick turn around and the works being completed to such a high standard.”

5. Anonymous

Thanked the Local Laws team for their “*speedy reply and advice*” in relation to an infringement matter.

6. What We Can Do Group, Kyabram District Health Service

A certificate of appreciation was submitted by the What We Can Do Group.

The award was given to Council for our support in celebrating International Day of People with a Disability, an event facilitated by Kyabram District Health Service (KHDS) event in December 2023.

The Kyabram District Health Service received a Community Event Sponsorship (\$1,000) to assist with hosting this event.

9 Notices of Motion

Nil.

10 Urgent Business

Nil.

11 Confidential Business

Closure of Public Meeting – 7:50pm

Moved by Cr Pentreath

Seconded by Cr Gates

That pursuant to the provisions of the *Local Government Act 2020* (the Act), the meeting will now be closed to members of the public in accordance with section 66(2)(a) of the Act to enable consideration to be given to items that contain confidential information as defined in section 3(1) of the Act as follows:

Item 11.1 Government Contract

- k) information prescribed by the regulations to be confidential information for the purposes of this definition;

The location is not to be divulged until normalized through Ministerial announcement.

Item 11.2 CEO Performance Review

- f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs

This report relates to the performance of the Chief Executive Officer.

CARRIED

The meeting reopened to the public at 8:09pm

Cr Zobec returned to the chambers at 8:09pm

12 Close Meeting

There being no further business, the Mayor closed the meeting at 8.11pm.

.....
Cr Robert Amos
Mayor