

# MINUTES

## ORDINARY MEETING OF COUNCIL

**Tuesday, 22 May 2012**

Held at the  
Hendy Street Hall  
28 Hendy Street, Corio  
commencing at 7.05pm

**COUNCIL:**

Cr. J. Mitchell (*Austin*)  
- **Mayor**

(Communications / Sport and Recreation / Democracy & Governance / Central Geelong  
Looking Forward)

Cr. B.H. Abley (*Brownbill*)

(Arts and Culture)

Cr. J. Doull (*Coryule*)

(Environment and Sustainability / Climate Change)

Cr. J. Farrell (*Beangala*)

(Education and Youth / Community Safety)

Cr. K. Fisher (*Corio*)

(Community Development)

Cr. C. Granger (*Windermere*)

(Heritage)

Cr. B. Harwood (*Kardinia*)

(Finance / Tourism / Major Events / Strategic Development)

Cr. E. Kontelj (*Cowie*)

(Aboriginal Affairs / Multicultural Affairs)

Cr. Dr. S. Kontelj (*Kildare*)

(Major Projects)

Cr. R. Macdonald (*Cheetham*)

(Economic Development / Planning)

Cr. R. Nelson (*Deakin*)

(Rural and Regional Affairs)

Cr. A. Richards (*Buckley*)

(Transport / Infrastructure / Parks and Gardens)

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**MINUTES OF THE ORDINARY MEETING  
OF THE GREATER GEELONG CITY COUNCIL  
HELD AT THE HENDY STREET HALL  
28 HENDY STREET, CORIO  
TUESDAY, 22 MAY 2012  
COMMENCING AT 7.05 P.M.**

**PRESENT:** Cr J Mitchell (Chair), Crs B Abley, J Doull, J Farrell, K Fisher,  
C Granger, E Kontelj, R Macdonald, R Nelson, A Richards\*(7.10pm)

**Also present:** S Griffin (Chief Executive Officer), J Wall (General Manager Corporate Services), P Bettess (General Manager Economic Development, Planning and Tourism), D Frost (General Manager Projects, Recreation and Central Geelong), G Van Driel (General Manager City Services), J McMahon (General Manager Community Services), R Bourke (Governance Co ordinator), M Beasley (Manager Geelong Heritage Centre), D Chiller (Co ordinator Communication and Marketing)

**OPENING:** The Mayor declared the meeting open at 7.05pm

**ACKNOWLEDGEMENTS:**

The Mayor acknowledged that we are here today on the land of the Wathaurong People and we pay our respects to Aboriginal elders past and present.

Cr Granger acknowledged the 10<sup>th</sup> Anniversary of East Timor Independence on Sunday, 20 May. A flag raising ceremony was conducted at City Hall on Friday, 18 May in recognition.

**APOLOGIES:** Crs S Kontelj, B Harwood

\* *Cr Richards entered the meeting room at 7.10pm*

**CONFIRMATION OF MINUTES:**

**Cr Abley moved, Cr Granger seconded -**

**That the Minutes of the Ordinary Meeting held on 8 May 2012 be confirmed and signed.**

**Carried.**

**DECLARATIONS OF CONFLICTS OF INTEREST:**

*Cr Fisher declared an Indirect Interest in the Notice of Motion in relation to State Government Funding Changes in that she is a student of the Gordon.*

*Stephen Griffin, Chief Executive Officer, declared and Indirect Interest in the Notice of Motion in relation to State Government Funding Changes in that he is a Board member of the Gordon.*

## QUESTION TIME:

*Question Time is an opportunity for questions to be addressed to Council and while the minutes record the general content, they do not purport to be a transcript of what was said by individuals. Likewise Councillor or Officer verbal responses are in summary form only. Views expressed may not be the views of Council.*

*Council's practice is to provide a separate document on its website setting out questions and responses including any more detailed written responses which may be provided subsequent to the meeting.*

Questions submitted by **Pauline Earl** were tabled for a written response.

**Lynette Hughes** asked the following questions:

1. Why should we, the ratepayers of Geelong, pay you a wage with expenditure allowance and pay the wages of an ever burgeoning Council full of works doing what?
  - a. When each and every one of you in conjunction with the other seven G21 mini governments decide for us what is best for us the ratepayers without proper consultation?
  - b. With your deliberate and malicious obliteration of the heart of Geelong's city centre, the booze culture you all promote, the continuous promotion of the Great Ocean Road and Walk by the Council funded Geelong Otway Tourism and by turning our centre into inner-city living for people mainly working Melbourne in the process creating a third zone or another suburb of Melbourne?
2. I and others have a right to know:
  - a. How much money is spent teaching the How to Graffiti program to the young people all around Geelong by the City of Greater Geelong's Youth Service workers?
  - b. Why are we the ratepayers funding office sitters here in the northern suburbs Old Visitors Centre and various officers in the Old Geelong Post Office when the youth use the old Courthouse Arts precinct?
  - c. How many youth worker controlled avenues do our young people need or is it that the network of youth interconnected youth organisations (Headspace, Jigsaw, Clockwork, Outpost, BAT-Force, Youth for Time (BYAS), Barwon Youth (BAYSA), Bethany, McKillop Family Service, Community Connections, Brophy Family, etc) and their youth workers believe the youth of Geelong cannot think for themselves?
3. Why isn't the Old Geelong Post Office being used to display and house all our historical records and why was it bought for that purpose, because it appears only youth workers gain the benefit of the view and its use?

*The Mayor responded that it is a democratic right to vote for whoever you like – if you are not happy, vote for another representative.*

*The Mayor also indicated that a limit of three questions per person applies.*

## **QUESTION TIME (CONT'D)**

**Geoffrey Hughes** addressed his questions to Cr Kylie Fisher:

1. The reserve on the corner of Purnell Road and Bacchus Marsh Road has two electric barbeque plates, one of these has not been working for an extended period of time. The responsible Council employee has informed me that it would be too expensive to repair. Some department is trying to obtain funding to replace it. When will the funding be available and when will the hotplate be working again?
2. Why did you not bother to return my phone call on 15 May, 2012, enquiring about the barbeque, as I left you a message on your mobile phone?

*Cr Fisher responded that the area of concern is not in her ward, but in that of Cr Granger.*

*Cr Granger asked the questioner to leave his details and a written response would be forwarded.*

3. What type of people are you contracting who teach young people how to butcher Council small bushes with chainsaws instead of teaching them how to prune them with secateurs?
4. Why is the contract with the contractor not open to us the public as we the public are the actual signatories to the contract, council workers are only signing on our behalf?

*The Mayor responded it was possibly a contractor working for Powercor.*

**Cameron McEwan** made various comments in relation to Amendment C186, which were addressed during debate of the item.

**Colin Wallace** asked:

1. Are Councillors, each of you, aware that, as the employer of the Chief Executive Officer, you are accountable for his conduct and, because he is accountable for the conduct of the officers under him, you are ultimately accountable for the things that officers say or do in the name of the City of Greater Geelong?

*The Mayor responded 'yes'.*

2. Bearing in mind that Cr Ron Nelson and Cr Eddy Kontelj have taken office during the current term, are Councillors, each of you, aware that on numerous occasions at public question time I have brought to your notice that certain actions and statements of officers in the name of the City of Greater Geelong cannot be relied upon and that, in respect of these, you have failed to hold your employee, the Chief Executive officer, to account for his own conduct and that of officers under him, thereby failing to exercise the care and diligence required of you as elected representatives in a democratic government?

*The Mayor responded we certainly know our responsibility and all have faith in the Chief Executive Officer.*

### **QUESTION TIME (CONT'D)**

**Mary Wallace** referred to the Mayor restricting Lynette Hughes to three questions, and asked where in the Local Law does it state that question time is limited to three questions per person?

*The Mayor responded that as Chair of the meeting he has the responsibility for the conduct of the meeting. In light of the agenda items to be considered this evening, I am restricting questions to three per person.*

**PETITIONS:** Nil

### **PRESENTATIONS:**

Cr Kylie Fisher presented the Mayor with a framed Certificate of Appreciation from the Filipino Australian Friendship Association of Geelong Incorporated in recognition of the City's ongoing support and contribution to their Club.

Cr Granger presented an award made to the Geelong Heritage Centre's on-line image gallery. The Centre won the Community Archives category of the Sir Rupert Hamer Records Management awards.

## **1. AMENDMENT C186 – FORMER LEISURE LINK SITE, HIGHTON CONSIDERATION OF SUBMISSIONS**

**Portfolios:** Planning– Cr Macdonald  
**Source:** Economic Development, Planning & Tourism –  
Strategic Implementation  
**General Manager:** Peter Bettess  
**Index Reference:** Project: Amendment C186  
Subject: Council Reports 2012

### **Summary**

- The purpose of this report is to consider submissions to Amendment C186 and Planning Permit 242/2011 for the former Leisurelink site at Highton.
- The amendment proposes to rezone Council owned land from Public Park and Recreation Zone (PPRZ) and Public Use Zone 6 (PUZ6) to Mixed Use Zone (MUZ) and to introduce and apply a schedule to the Design and Development Overlay (DDO30) to the land.
- In addition, an application for a planning permit (Application Number 242/2011) has been lodged under Section 96A of the Planning and Environment Act to delete a reservation from the land currently zoned PPRZ and to re subdivide all of the land to which the Amendment applies into two (2) lots.
- Exhibition of the Amendment and Planning Permit resulted in the receipt of a total of 109 submissions. The submissions consist of 107 objecting submissions from surrounding landowners opposed to the amendment, 106 of which are identical proforma submissions, and 2 submissions from public authorities, which did not object to the Amendment, with one Authority specifying a condition to be included as part of the planning permit.
- As the Amendment and Planning Permit have been exhibited and submissions received, Council can decide to adopt changes consistent with the submissions, abandon the Amendment and Permit or request the Minister to appoint an Independent Panel to consider and make recommendations to Council.
- It is recommended that Council considers the submissions and refers all of them to an Independent Panel to be appointed by the Minister for Planning.

**Cr Macdonald moved, Cr Nelson seconded -**

**That Council, having considered all submissions to Amendment C186 to the Greater Geelong Planning Scheme and Planning Permit 242/2011 resolves to:**

- 1) request the Minister for Planning appoint an Independent Panel under Part 8 of the Planning & Environment Act 1987;**
- 2) refer all submissions to the Panel;**
- 3) submit to the Panel a detailed response to the submissions, consistent with the position outlined in this report.**

**Carried.**

## **1. AMENDMENT C186 – FORMER LEISURE LINK SITE, HIGHTON CONSIDERATION OF SUBMISSIONS**

### **Report**

#### ***Background***

Amendment C186 is a Council initiated amendment and seeks to change the Greater Geelong Planning Scheme by:

- Re-zoning land from Public Park and Recreation Zone (PPRZ) and from Public Use 6 Zone (PUZ6) to Mixed Use Zone (MUZ), and
- Applying the Design and Development Overlay (DDO) to the land and introducing a new schedule to the DDO, to apply to the land.

The planning permit will:

- Remove a restriction from the title of part of the land currently zoned PPRZ (the 'Leisurelink' site);
- Re-subdivide the three existing lots into two lots in a manner which:
  - Provides improved vehicle access for the 'Leisurelink' site to Reynolds Road by the addition of part of the land currently zoned PUZ6 (the 'car park' site).
  - Consolidates the remaining lot in the PPRZ (the 'bowling lanes' land) with the remainder of the PUZ6 ('car park') land.

The proposed changes to the planning scheme, together with the conditions contained in the planning permit, will facilitate the future use and development of the land in a manner which protects the amenity of the surrounding established residential area.

Council resolved on 25 October 2010 to seek Ministerial Authorisation to prepare and exhibit Amendment C186, with Authorisation No A2122 being granted by letter date stamped 28 November 2011. Amendment C186 and Planning Permit 242/2011 were exhibited from 25 January 2012 to 6 March 2011. Notice of the amendment and Planning Permit were given to owners and occupiers of affected land and to relevant authorities and Ministers in accordance with the requirements of the Planning and Environment Act 1987.

#### ***Discussion***

A total of 109 submissions were received to the amendment, 107 submissions from surrounding landowners, (including 106 identical pro-forma submissions) objecting to the amendment and suggesting changes, 1 submission from the Corangamite Catchment Management Authority which did not object and 1 submission from Barwon Water, which did not object to the Amendment and which specified a condition to be included as part of the planning permit.

Following exhibition and consideration of submissions Council can now resolve in one of three ways:-

- to change the amendment in the manner suggested in the objecting submissions;
- to request the Minister for Planning to appoint an Independent Panel; or
- to abandon the amendment.

Copies of the authorities submissions, and one of the pro-forma objecting submissions, are included as Appendix 1-1 – 1-3.

## **1. AMENDMENT C186 – FORMER LEISURE LINK SITE, HIGHTON CONSIDERATION OF SUBMISSIONS**

### Basis of objecting submissions.

Submissions not supporting the amendment primarily related to:

- the likely scale of future development on the surrounding residential area;
- the adequacy of the proposed schedule to the Design and Development Overlay (DDO) to protect amenity and appearance of the surrounding area;
- The potential impact of a large commercial or residential development in exacerbating the existing traffic congestion in Pinecrest Drive;
- Increased difficulty for residents to access their properties;

### Officer response.

Following discussions with the Council officers responsible for the sale of the land and the prospective purchasers, Karingal (a supported accommodation service), agreement has been reached to support the preparation of an Agreement under Section 173 of the Planning and Environment Act. The Agreement is to be registered on the title of the land, and will prohibit vehicular and pedestrian access to the land from Pinecrest Drive, other than in relation to access for residential purposes.

Karingal have advised that the proposed supported accommodation would be single storey in design, consistent with the needs of their prospective residents. The proposed development would be significantly less intensive in form than could otherwise occur without the need for a planning permit on standard residential lots in the Residential 3 zone surrounding the subject land.

In the view of Council officers, taking into consideration the proposed use of supported accommodation for the portion of the site fronting to Pinecrest Drive:

- An Agreement registered on the title of the land in the terms proposed will appropriately address the concerns raised by residents in relation to parking and vehicular access;
- The proposed schedule to the DDO, together with the intended use of the section of land fronting Pinecrest Drive, will ensure that the development fronting Pinecrest Drive is consistent with that on the adjoining Residential 3 land and will not adversely affect the amenity or appearance of the surrounding area; and
- The development of the frontage to Pinecrest Drive in the manner proposed will result in a less vehicle movement and parking pressure on Pinecrest Drive than would residential development which could be approved if the land was re-zoned to Residential 3.

Having considered all submissions it is considered that the amendment has sufficient merit for it to proceed to an Independent Panel to be appointed by the Minister for Planning.

It is recommended that Council request the Minister for Planning to appoint an Independent Panel to hear all submissions made to the amendment.

### ***Environmental Implications***

The amendment will have no adverse environmental implications.

## **1. AMENDMENT C186 – FORMER LEISURE LINK SITE, HIGHTON CONSIDERATION OF SUBMISSIONS**

The application of the schedule to the Design and Development Overlay and permit conditions relating to the future use and development of the land will encourage and facilitate development which is both environmentally sustainable and ensures a high standard of amenity.

### ***Financial Implications***

Amendment C186 will have no adverse financial implications for Council. Following the development of the new Leisure Link facility in Waurin Ponds the Reynolds Road site is surplus to Council requirements. The re-zoning, removal of reserve status from part of the land and re-subdivision will facilitate the sale of the land, which will off-set the costs associated with the development of the new Leisure Link facility.

### ***Policy/Legal/Statutory Implications***

The amendment is considered to be consistent with State and Local planning policies as set out in the Explanatory report which forms part of the Amendment documentation.

### ***Officer Direct or Indirect Interest***

No Council officers involved in the preparation of this report have a direct or indirect interest, in accordance with Section 80(c) of the Local Government Act, to which this Amendment relates.

In addition to its role as the Planning Authority, which involves the preparation and consideration of the proposed amendment to the Greater Geelong Planning Scheme, in this instance Council is also an owner of the land which is the subject of the amendment.

The planning recommendations which form part of this report have been developed relying solely on relevant considerations under the Planning and Environment Act, 1987.

### ***Risk Assessment***

There are no risks to Council associated with the proposed changes to the planning scheme.

### ***Social Considerations***

The amendment is expected to result in net community benefit, in that the re-zoning and application of the Design and Development Overlay will facilitate the re-development of the land in a manner consistent with state and local planning policies and which respects the amenity of the surrounding residential community.

**1. AMENDMENT C186 – FORMER LEISURE LINK SITE, HIGHTON  
CONSIDERATION OF SUBMISSIONS**

***Communication***

Amendment C186 has been subject to full public notification in accordance with the provisions of the *Planning and Environment Act*. This included the mailing of notice of the Amendment to all owners and occupiers of affected properties.

All submitters will be advised of the appointment of a Planning Panel by Panels Victoria and will be offered the opportunity to appear at the Panel Hearing.

**Appendix 1-1 Barwon Water Submission**



**Our Ref:** L007955  
**Enquiries to:** Daniel Cromberge – Ph: 1300 656 007

09 February 2012

CITY OF GREATER GEELONG  
The Subdivisions Co-ordinator  
DX 22063  
GEELONG

Dear Sir/Madam,

**RE: PLANNING APPLICATION NO. 2421/2011**  
**OWNER: CITY OF GREATER GEELONG**  
**LOCATION: 29 REYNOLDS RD HIGHTON 3216**  
**PROPOSAL: REZONING OF LAND AND PROPOSE TWO (2) LOT SUBDIVISION**

I refer to your letter received 19/01/2012 concerning the proposed planning scheme amendment and Planning Permit application.

It is understood that the proposal is for the rezoning of land from part Public Park and Recreation Zone and Public Purpose Zone to Mixed Use Zone.

**Part 1: Planning Scheme Amendment Ref: C-186**

Barwon Water does not object to the rezoning of the land at the above mentioned property. Rezoning to Mixed Use Zone permits a number of land uses to be developed. The developer will therefore need to refer any future plans of subdivision or development to Barwon Water for comment on servicing requirements.

The land contains a 960mm and a 375mm water feeder main that runs through the land. These assets are of high value so it is important that Barwon Water can continue to access the land for maintenance. Further discussions between developers and Barwon Water will need to occur regarding how best to achieve this. Please refer to the ProfIS plan attached to see the existing water and sewer assets in the land.

**Part 2: Planning Permit Application Ref: 242/2011**

Barwon Region Water Corporation, pursuant to Section 56 (1)(B) of the Planning and Environment Act, does not object to the granting of a planning permit subject to the following conditions being met prior to the issue of a Certificate of Compliance:

**General**

1. The owner shall create easements for Pipelines or Ancillary Purposes and or reserves in favour of Barwon Region Water Corporation on the plan of subdivision in accordance with Barwon Water's Land Development Manual, without cost to Barwon Water, over existing and proposed water and sewerage infrastructure within the land. If further easements or reserves are required after the plan has been certified then these will have to be amended prior to the issuing of statement of compliance.

**Barwon Region Water Corporation**  
ABN 86 348 316 514

61 – 67 Ryrie Street, Geelong, Victoria, 3220  
P.O. Box 659, Geelong, Victoria, 3220 TEL: 1300 656 007 FAX: +61 3 5221 8236

[www.barwonwater.vic.gov.au](http://www.barwonwater.vic.gov.au)

2. The plan of subdivision must be referred to Barwon Water in accordance with the Subdivision Act 1988 and any subsequent amendments to the plan provided to Barwon Water.

**Water**

1. The provision and installation of individual water services to all lots in the subdivision in accordance with Barwon Water's requirements and Victorian Plumbing Regulations. Note that tapings and services are not to be located under existing or proposed driveways.
2. The payment of New Customer Contributions for each additional lot created and/ or each additional metered connection for water supply within the subdivision.
3. Barwon Water's records indicate that an existing water service and meter is located on this property. A dimensioned plan showing the location of existing meters, and the location of the meter relative to the existing boundaries, and its number, is to be submitted. Private water service pipes are not permitted to cross allotment boundaries and must be plugged and abandoned at the boundaries of such allotments.

**Sewer**

1. The provision of sewerage services to all lots in the subdivision in accordance with Barwon Water's requirements and Victorian Plumbing Regulations. Individual allotment house connection drains are to be provided for and extend into each allotment.
2. The payment of New Customer Contributions for sewer for each additional lot created and/ or each additional metered connection within the subdivision.
3. The provision of a separate sewer connection branch to all lots within the subdivision and/ or the replacement of the existing end of line with a Maintenance Shaft (MS)/ Terminal Maintenance Shaft (TMS) in accordance with Barwon Water's requirements, Victorian Plumbing Regulations, and all relative statutory regulations. Note that sewer connection branches are to be provided by a Barwon Water approved confined space plumber and the MS/ TMS constructed by an approved Barwon Water plumbing services contractor. A list of both approved plumbers/ contractors can be provided upon request
4. Any existing house connection branch that is to be utilised for additional connections or altered to serve the development is to be CCTV inspected with the report and/or video submitted to Barwon Water for condition assessment. If it is deemed by Barwon Water that the branch is unsatisfactory for use, it is to be removed and replaced at the developer's expense. If the branch being replaced is greater than 4.0 metres deep, a new sewer manhole or maintenance shaft is to be constructed with the new branch connected to this structure. Also, any existing house connection drain that traverses through the proposed allotments shall be relocated so not to inhibit future development.

Note: The developer is to apply to Barwon Water for details relating to costs and conditions required for the provision of water supply and sewerage services to the subdivision.

It would be appreciated if all communication between the developer/agent and Barwon Water quote Barwon Water reference number L007955

Yours sincerely,



Michael Condon  
Manager Development and Conservation

## Appendix 1-2 Corangamite Catchment Management Authority Submission



CCMA Ref: STP/02 - 0002 - F-2012-0047  
Document No: 1  
Other Ref: C-186  
  
Council Ref: PPA 242/2011

10 February 2012

Peter Smith  
City of Greater Geelong  
PO Box 104  
GEELONG VIC 3220

Dear Mr Smith

**Planning Scheme Amendment C-186 and Two Lot Subdivision  
Planning Permit Application No. 242/2011  
29-31 Reynolds Road, Highton**

I refer to your letter dated 19 January 2012, under section 55 of the *Planning and Environment Act, 1987*, regarding a planning scheme amendment C-186 and two lot subdivision at 29-31 Reynolds Road, Highton.

The Corangamite Catchment Management Authority has no flood information for the property, which is more than 400 metres from the Waurn Ponds Creek.

In the light of the above information and pursuant to *Section 56 of the Planning and Environment Act 1987*, the Corangamite CMA **does not object** the proposed planning scheme amendment, nor to the granting of a permit.

If you have any questions about this advice please contact Tony Jones, on (03) 5232 9100.

Yours sincerely

A handwritten signature in blue ink that reads "Jones".

Tony Jones  
Floodplain Manager



Information contained in this correspondence is subject to the definitions and disclaimers below.

**Definitions and Disclaimers**

1. The area referred to in this letter as the 'proposed development location' is the land parcel(s) that, according to the Authority's assessment, represent(s) the location identified by the applicant. The identification of the 'proposed development location' on the Authority's GIS has been done in good faith and in accordance with the information given to the Authority by the applicant(s) and/or **City of Greater Geelong**.
2. While every endeavour has been made by the Authority to identify the proposed development location on its GIS using VicMap Parcel and Address data, the Authority accepts no responsibility for or makes no warranty with regard to the accuracy or naming of this proposed development location according to its official land title description.
3. **AEP** as Annual Exceedance Probability – is the likelihood of occurrence of a flood of given size or larger occurring in any one year. AEP is expressed as a percentage (%) risk and may be expressed as the reciprocal of ARI (Average Recurrence Interval).
4. **ARI** as Average Recurrence Interval - is the likelihood of occurrence, expressed in terms of the long-term average number of years, between flood events as large as or larger than the design flood event. For example, floods with a discharge as large as or larger than the 100-year ARI flood will occur on average once every 100 years.
5. **AHD** as Australian Height Datum - is the adopted national height datum that generally relates to height above mean sea level. Elevation is in metres.
6. No warranty is made as to the accuracy or liability of any studies, estimates, calculations, opinions, conclusions, recommendations (which may change without notice) or other information contained in this letter and, to the maximum extent permitted by law, the Authority disclaims all liability and responsibility for any direct or indirect loss or damage which may be suffered by any recipient or other person through relying on anything contained in or omitted from this letter.
7. This letter has been prepared at the request of **City of Greater Geelong** for the purpose of a Section 55 referral under the Planning and Environment Act 1987, for a proposed **Planning Scheme Amendment and Two Lot Subdivision** and is for the use only of the party to whom it is addressed and no responsibility is accepted to any third party for the whole or any part of its contents. Neither the whole nor any part of this letter or any reference thereto may be included in any document, circular or statement without the Authority's written approval of the form and context in which it will appear.
8. The flood information provided represents the best estimates based on currently available information. This information is subject to change as new information becomes available and as further studies are carried out.

## Appendix 1-3 – Proforma Submission

To the Co-ordinator Strategic Implementation

Re: Greater Geelong Planning Scheme Amendment C-186  
Planning permit Application 242/2011

Rezoning of 29-31 Reynolds Rd, Highton.

I as a resident affected by the proposed rezoning as listed above wish to make a submission to this application.

As a resident I am extremely concerned as to the impact a larger development that may occur within the re-zoned parcel of land will have on our residential area.

I applaud the Council on the Design and Development Overlay under Schedule 29 on the planning scheme and its intent to protect the appearance of the streetscape through ensuring the form and scale of any building match that of the existing residential developments and to ensure vehicular access into Pinecrest Drv is limited to that of a residential street.

I note that this is only an objective and that a developer has the right to appeal and modify this objective to suit their requirements.

Of major concern is the impact a larger commercial or residential development within the re-zoned parcel of land will have on Pinecrest Drv's current traffic congestion if used for its access.

Pinecrest Drv, because of its close proximity to the local Catholic Church and School becomes a backwash for parking and excess traffic creating difficulties at times for residents to access their own properties.

School drop off and pick up times are extremely busy periods, cars are parked on both sides of the street with children constantly crossing over.

Further traffic in and out of Pinecrest Drv will only further exacerbate this congestion to the point it becomes dangerous.

I am asking Council under this submission to ensure through proper planning regulations that no access to a larger development that may occur, whether commercial or residential inside the re-zoned property be permitted to enter Pinecrest Drv and that all access is into Reynolds Rd.

Reynolds Rd has in the past carried the traffic for all the previous Leisure link activities without an issue. It has direct access to Colac Rd away from suburban roads so as not to cause localized congestion.

I look forward to a positive response from Council to this submission and trust that the overlay objectives as listed are strongly defended from any amendments a developer may wish to pursue.

## **2. ELCHO CHANNEL UPGRADE – SRC 322 - INTENTION TO DECLARE SPECIAL CHARGE**

**Portfolio:** Infrastructure – Cr Richards  
**Source:** City Services – Engineering Services  
**General Manager:** Gary Van Driel  
**Index Reference:** Subject: Special Rates and Charges; Drainage  
Street: Elcho Road, Lara

### **Summary**

- The purpose of this report is for Council to consider a proposed special charge scheme for the upgrading of the Elcho channel, provision of a detention basin, underground drainage and associated works.
- The Elcho channel services a section of the Geelong Ring Road Employment Precinct (GREP).
- The Elcho drain is located north of Heales Road commencing at Bacchus Marsh Road and discharges to a proposed detention basin system in McManus Road (See Plan Appendix 2-3).
- There are 22 properties in the proposed scheme and 13 owners.
- Works include purchase of land for drainage reserves, widening of the open channel including provision of a concrete lining, culverts under McManus Road and provision of a detention basin.
- The cost of the scheme is estimated at \$9,192,099. The cost to Council as a property owner is \$2,457,935 and the cost to property owners is \$6,734,664.
- The proposed scheme is declared for reasons of public health, in addition to practical reasons.
- The scheme has been prepared in accordance with the special rate and charge provisions of the Local Government Act along with Council's Special Rates and Charges Policy.
- This report seeks a resolution by Council to give notice of its "Intention to Declare" a special charge for the Elcho Drain construction and associated works.

**Cr Granger moved, Cr Richards seconded –**

**That consideration of the report be deferred.**

**Carried.**

### **3. EMERGENCY MANAGEMENT – NEIGHBOURHOOD SAFER PLACES REPORT**

**Portfolio:** Transport & Infrastructure - Cr Richards  
**Source:** City Services – Emergency Management  
**General Manager:** Gary Van Driel  
**Index Reference:** Subject: Emergency Management; Council Reports 2012

#### **Summary**

- This report advises Council on the progress associated with the identification of Neighbourhood Safer Places on accordance with the Country Fire Authority (CFA) Act and Council's Municipal Council Neighbourhood Safer Places Plan as required under 50F of the Country Fire Authority (CFA) Act.
- 50G of the CFA Act states that a municipal council, the municipal district of which is located wholly or partly in the country area of Victoria, must identify and designate places as Neighbourhood Safer Places (NSP) in its municipal district.
- Since this amendment to the CFA Act, the City of Greater Geelong has been proactive in identifying sites to be assessed by the CFA for suitability as a NSP, particularly for those townships identified as having an extreme fire risk under the Victorian Fire Risk Register(VFRR) program, i.e. Anakie and Breamlea.
- The City of Greater Geelong had in line with its legislated obligation most recently identified two potential NSPs being Mount Road, Anakie & Barwon Heads Airport.
- Both locations have since been assessed by the CFA and have failed the CFA vegetation assessment and as such could not be certified.
- There are no designated NSPs within the City of Greater Geelong and there is unlikely to be any NSPs declared within the City of Greater Geelong.

**Cr Richards moved, Cr Fisher seconded -**

**That Council notes that there have been no Neighbourhood Safer Places assessed as being suitable under the current assessment criteria within the City of Greater Geelong.**

**Carried.**

#### **Report**

##### ***Background***

Since the introduction of sections 50E through to 50L in the Country Fire Authority (CFA) Act which give advice in relation to Neighbourhood Safer Places (NSPs), the City of Greater Geelong has legislated requirements imposed on it in relation to NSPs.

In line with Section 50F of the CFA Act, Council prepared a City of Greater Geelong Neighbourhood Safer Places Plan. This plan is consistent with the CFA assessment guidelines.

### **3. EMERGENCY MANAGEMENT – NEIGHBOURHOOD SAFER PLACES REPORT (CONT'D)**

Section 50G of the CFA Act makes it a requirement for Council to identify NSPs and then to request CFA to assess the place in accordance with the CFA Assessment Guidelines. To date all places identified have failed CFA assessment and as such could not be designated as a NSP.

The Coordinator Emergency Management / MERO and Municipal Fire Prevention Officer (MFPO) have investigated many potential NSPs in close proximity to its high fire risk townships. The townships at highest risk of bush fire, i.e. extreme fire risk rating, are Anakie and Breamlea. The most recent sites to be assessed by CFA were Mount Road, Anakie and Barwon Heads Airport, Connewarre.

This report advises Council for the City is that there are no designated Neighbourhood Safer Places/ Places of Last Resort.

#### ***Discussion***

Many locations have been identified as potential NSPs but assessed as non compliant for a NSP by the CFA, for example, Breamlea Beach, Bancoora Surf Lifesaving Club building, Barwon Heads Airport, Mount Road (Anakie) and the Anakie Recreation Reserve\*.

\* the reserve is also a CFA staging area and councils Municipal Council Neighbourhood Safer Places Plan and as such cannot be used as a Neighbourhood Safer Place.

CFA assessment criteria used to determine the suitability of a site to be certified as a Neighbourhood Safer Place includes:

- Separation distance to vegetation;
- Vegetation height;
- Slope of the site;
- Heat Flux levels.

Each aspect, ie, north, south, east and west approaches are assessed.

Although the CFA Act does make the statement 'that a municipal council must identify and designate places as NSPs' (50G .1) in (50G .6) the Act also states that 'council must not designate a place as a NSP unless the place has been certified by the CFA'.

The City is very unique in its makeup in that if a fire event did occur and residents have as their fire plan to leave the area the residents are only 10 minutes from another township where they would be safe from fire.

The MFPO believes that if we have people leaving an area the best outcome would be to have them continue out of the area and away from the threat where they can be safe.

It is the opinion of the MFPO that all possible locations for NSPs for both Anakie and Breamlea have now been investigated and assessed and as such it is very unlikely that this council will have a NSP.

### **3. EMERGENCY MANAGEMENT – NEIGHBOURHOOD SAFER PLACES REPORT (CONT'D)**

Should Council designate a NSP there comes with this designation a whole range of legislated requirements that must be met, for example, signage, on-going maintenance of NSPs, annual assessment of all NSPs by 31 August, CFA to reassess each site annually, Council provide up to date list of designated NSPs to CFA by 30 Sept, and liability (Council would be liable for any injury or death occurring at NSP).

#### ***Environmental Implications***

Nil.

#### ***Financial Implications***

Due to the inability for any of the proposed NSPs to pass the CFA assessment there is no financial impost on Council.

#### ***Policy/Legal/Statutory Implications***

The City of Greater Geelong has and continues to discharge its legal obligations by continuing to locate potential NSPs and then requesting the CFA undertake the appropriate vegetation assessment that looks into minimum vegetation clearances and likely impact from fire.

The Municipal Fire Prevention Officer (MFPO) and the Coordinator Emergency Management / MERO will continue to investigate potential places that may meet the criteria of a NSP as well as keeping council's Municipal Fire Management Planning Committee informed.

The current practice meets Council's legal obligation.

#### ***Officer Direct or Indirect Interest***

No Council officers associated with writing this report have any direct or indirect interest, in accordance with Section 80 (C) of the Local Government Act.

#### ***Risk Assessment***

Should, in the future, a suitable NSP be identified then the legislated requirements for maintenance of building and surrounds, signage and other matters will most certainly leave the City with a degree of risk should all the legislated requirements for NSPs not be adhered to by the time frames specified in the CFA Act.

#### ***Social Considerations***

Community expectation remains high that suitable NSPs can be identified. Council needs to inform the community of the process to assess various sites.

#### ***Communication***

There are no communication issues in relation to NSPs. The absence of NSPs within the City is articulated clearly in each of the CFA Township Protection Plans as well as the Municipal Fire Management Plan and Municipal Emergency Management Plan.

#### **4. EMERGENCY MANAGEMENT - TOWNSHIP PROTECTION PLANS REPORT**

**Portfolio:** Infrastructure - Cr Richards  
**Source:** City Services - Emergency Management  
**General Manager:** Gary Van Driel  
**Index Reference:** Subject: Emergency Management; Council Reports 2012

##### **Summary**

- This report advises Council on the progress associated with the development of the Country Fire Authorities (CFA) Township Protection Plans (TPP's) for townships located within the City of Greater Geelong.
- As at December 31<sup>st</sup> 2011, the CFA had produced the following TPP's:
  - Breamlea
  - Point Lonsdale
  - St Leonards/Indented Head
  - Lara
  - Little River
  - Anakie
  - Ocean Grove
- These townships were targeted for TPP development as they had been assessed by the Municipal Fire Management Planning Committee via the Victorian Fire Risk Register (VFRR) program as having a bushfire risk of High to Extreme.
- The City of Greater Geelong was one of ten councils that participated in an absentee property owner direct mail campaign which was coordinated by the Country Fire Authority. A total of 40,000 households were involved, this included approximately 8,000 households within the City of Greater Geelong.
- Resident owners were invited to attend Fire Ready/TPP information nights, however, given that attendance was low, Council's MFPO is now making arrangements to have TPP's placed in Council Customer Service Centres.

**Cr Richards moved, Cr Macdonald seconded -**

**That Council notes the Emergency Management – Township Protection Plans Report.**

**Carried.**

##### **Report**

###### ***Background***

Township Protection Plans started to gain momentum during 2009 and have since gone through a number of iterations. Initially the top 'at risk' 52 townships received individual TPP's that were tailored to their town, however, this has now been expanded to many other townships.

#### **4. EMERGENCY MANAGEMENT - TOWNSHIP PROTECTION PLANS REPORT (CONT'D)**

For the City of Greater Geelong, initially Breamlea was the only town to have a TPP, but this has now been expanded to include:

- Point Lonsdale
- St Leonards/Indented Head
- Lara
- Little River
- Anakie and
- Ocean Grove

The purpose of a TPP was to provide a planned response, by both the emergency services and the community, to a bushfire within close proximity to a township, which has the potential to impact on the local community.

This report advises council as to the progress of providing Township Protection Plans (TPP's) to townships that are considered at risk of bushfire.

##### ***Discussion***

Township Protection Plans were developed by a project team established and staffed by the Country Fire Authority with council officers making content/format suggestions and/or corrections during the drafting of the Plans.

The Township Protection Plan process provides a vehicle for community engagement and education. The most recent iteration of a TPP typically consists of a 16 page, A5 coloured document that has five parts:

- **Prepare:** includes information about the level of risk that the town faces. Provides information on how to reduce your bushfire risk, where to download the CFA's FireReady kit, has a map that illustrates the forest and/or grass fire risk and promotes the 'Leave Early' message;
- **Act:** this part explains the Fire Danger Ratings (FDR) as well as recommending actions for each FDR. This section also explains the three bushfire alert levels, Advice, Watch and Act, and Emergency Warning. It also explains a recommendation to evacuate;
- **Bushfire Survival Options;** this part provides information on Leave Early, being Well Prepared and finally what to do as a Last Resort;
- **Survive;** this part provides information on Community Fire Refuges and where the nearest refuge is located, promotes the use of a Bushfire Survival Plan and having a Relocation Kit ready to go, , the dangers associated with leaving late and if a Neighbourhood Safer Place exists for the town; and
- **Community Map and Information:** information includes details of numerous websites and phone numbers where specific information can be obtained, eg information on school closures as well as including a list of emergency broadcasters.

#### **4. EMERGENCY MANAGEMENT - TOWNSHIP PROTECTION PLANS REPORT (CONT'D)**

The benefits provided by a Township Protection Plan include:

- Promotes community thinking about the fire season and how they should prepare and respond;
- Supports emergency services in the planning, response and recovery within a township; and
- Provides pre-determined actions that will enable quick and informed decisions making by the community.

##### ***Environmental Implications***

Nil.

##### ***Financial Implications***

The cost of mailing out 8000 TPP's to absentee property owner by a direct mail campaign was funded by the Country Fire Authority.

##### ***Policy/Legal/Statutory Implications***

As further TPP's are developed, both council's Municipal Emergency Management Plan and the Municipal Fire Management Plan will need to be amended to reflect which townships have a Township Protection Plan.

##### ***Officer Direct or Indirect Interest***

No Council officers associated with writing this report have any direct or indirect interest, in accordance with Section 80 (C) of the Local Government Act.

##### ***Risk Assessment***

Townships that received a fire risk rating by the Municipal Fire Management Planning Committee of High to Extreme via the 2011 Victorian Fire Risk Register program were targeted to have a Township Protection Plan.

##### ***Social Considerations***

A wildfire/bushfire has the potential to have a significant impact on the community. To this end, council was supportive of the Country Fire Authorities Township Protection Plan project.

##### ***Communication***

It is important to note that TPP's by themselves will not reduce risk. Council and other organisations continues to promote and educate the community on the fire danger that exists, the actions that Council, and others are taking and more importantly the actions that the community needs to undertake. This promotion/education program must be on-going.

## **5. COUNCILLOR COMMUNITY GRANTS PROGRAM 2011/2012 - SUMMARY OF ALLOCATIONS 1 JANUARY TO 31 MARCH 2012**

**Portfolio:** Democracy & Governance, Communications, Sport & Recreation - Cr Mitchell  
**Source:** Community Services  
**General Manager:** Jenny McMahon  
**Index Reference:** Subject: Councillor Community Grants Program 2011/12

### **Summary**

- The Councillor Community Grants Program has an annual budget allocation of \$240,000. This amount is divided into the 12 council wards which equates to an annual allocation of \$20,000 per Ward that is available to expend on groups that apply and are eligible under this grant program.
- As part of the accountability framework for managing the Councillor Community Grants Program, details of successful applications and allocations are reported to Council.
- This report provides a statement of allocations under the program during the period of 1 January to 31 March 2012 (see Appendix 5-1)
- The total amount funded under this program for period 1 January to 31 March 2012 was \$46,935 allocated to 29 community organisations.

**Cr Fisher moved, Cr Macdonald seconded -**

**That Council:**

- 1) **note the statement of allocations granted to community groups and organisations for the period 1 January to 31 March 2012;**
- 2) **commends and congratulates the community groups and organisations who have received funding under the Councillor Community Grants Program for their efforts and contribution to the Geelong community.**

**Carried.**

### **Report**

#### ***Background***

The Councillor Community Grants Program is for not-for-profit community groups and organisations who can apply for funds to support either ward based or municipal wide activities or events that will benefit the Geelong community. In order to receive funds, applicants must comply with the established guidelines which govern the grant program.

As part of the ongoing accountability process, a report on the groups that have received funds is presented to Council on a quarterly basis.

## **5. COUNCILLOR COMMUNITY GRANTS PROGRAM 2011/2012 - SUMMARY OF ALLOCATIONS 1 JANUARY TO 31 MARCH 2012 (CONT'D)**

### ***Discussion***

The total amount funded under this program for period 1 January to 31 March 2012 was \$46,935 allocated to 29 community organisations. This brings the total amount funded for the period 1 July 2011 to 31 March 2012 to \$180,890 allocated amongst 109 community organisations.

As the program accepts applications on an ongoing basis, further allocations are likely to have been made at the time of this report being presented to Council.

The allocation of grants assists with meeting the objectives of Council by providing an opportunity to enhance the well-being of the community by building social capital and enabling community engagement through the provision of funds to assist with local activities.

Appendix 5-1 provides a list of groups, the title of the activities funded and the amounts that were allocated during this period, as well as a summary of balances.

### ***Environmental Implications***

Some of the projects supported via this grant program include a variety of environmental activities.

### ***Financial Implications***

There are no financial implications. All funds to date have been expended in accordance with the Councillor Community Grants Guidelines and within budget.

### ***Policy/Legal/Statutory Implications***

The provision of grants to the community supports local, community organisations and endorses the aims of City Plan and the G21 Regional Plan.

This report is presented in accordance with the City of Greater Geelong Grants and Donations Policy.

The provision of grants is carried out in accordance with the Local Government Act 1989.

### ***Officer Direct or Indirect Interest***

The Councillor Community Grants Program has provision in the assessment process to record any conflict of interest relating to each grant application that is assessed.

### ***Risk Assessment***

The Councillor Community Grants Program is governed in accordance with Council's monitoring, reporting and accountability framework.

**5. COUNCILLOR COMMUNITY GRANTS PROGRAM 2011/2012 - SUMMARY OF ALLOCATIONS 1 JANUARY TO 31 MARCH 2012 (CONT'D)**

Successful applicants are provided with an evaluation form for their completion and return to Council as a record of the outcome of the grant funding they received. Annual audits are also conducted on a sample group of grant recipients.

***Social Considerations***

The provision of the Councillor Community Grants Program provides an opportunity to support and strengthen communities to provide a broad range of activities for the benefit of the Geelong community.

***Communication***

The provision of the Councillor Community Grants provides an opportunity to support and strengthen communities to provide a broad range of activities for the benefit of the Geelong community.

**Councillor Community Grants Program 2011/12  
List of Allocations – 1 January to 31 March 2012**

**Appendix 5-1**

Ward	Councillor	Organisation	Project	Amount Approved	Breakdown and Totals Where the Applicant was awarded funds for their project from multiple Ward allocations
Austin	Mitchell	North Geelong Soccer Club (for Bell Park Sports Club)	Go For Your Life 2012	\$ 500.00	Austin \$500, Buckley \$1,000, Corio \$2,000, Cowie \$2,000, Deakin \$500, Windermere \$1,000 - TOTAL ALLOCATION \$7,000
Austin	Mitchell	St Albans Football Club - Auskick Section	Auskick Jumpers	\$ 1,500.00	
Austin	Mitchell	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 250.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Austin Total</b>				\$ 2,250.00	
Beangala	Farrell	Ocean Grove Arts Network	Outdoor Cinema	\$ 2,000.00	
Beangala	Farrell	Ocean Grove Business Association	Christmas Decorations	\$ 2,000.00	
<b>Beangala Total</b>				\$ 4,000.00	
Brownbill	Abley	Bay City Buccaneers Inc	Uniform Purchase	\$ 100.00	Brownbill \$100, Buckley \$200, Coryule \$100, Kildare \$50 - TOTAL ALLOCATION \$450.00
Brownbill	Abley	Children's Book Council of Australia - Vic Geelong Region		\$ 100.00	Brownbill \$100, Buckley \$200, Cheetham \$150, Coryule \$50, Deakin \$50, Kildare \$50 - TOTAL ALLOCATION - \$600.00
Brownbill	Abley	Continenence Foundation of Aust. Vic Branch Inc	Fun Fitness and the Pelvic Floor	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$50 - TOTAL ALLOCATION \$350.00
Brownbill	Abley	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 500.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
Brownbill	Abley	Geelong Archers Inc	Equipment Replacement	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$500.00
Brownbill	Abley	Geelong Rowing Association	Defibrillator	\$ 1,000.00	Brownbill \$1000, Kildare \$1750 - TOTAL ALLOCATION \$2,750.00
Brownbill	Abley	Geelong Youth Choir Inc	Promotional Banner	\$ 705.00	
Brownbill	Abley	Karenni Communal Welfare Committee Geelong (KnCWCG) Auspiced by Diversitat	Kay Thoe Bo Festival - Sacred Pole Festival	\$ 100.00	Brownbill \$100, Buckley \$100, Corio \$200, Coryule \$100 - TOTAL ALLOCATION \$500.00

Ward	Councillor	Organisation	Project	Amount Approved	Breakdown and Totals Where the Applicant was awarded funds for their project from multiple Ward allocations
<b>Brownbill</b>	<b>Abley</b>	Mission to Seafarers Geelong Inc		\$ 500.00	Brownbill \$500, Buckley \$300, Coryule \$100, Kildare \$100 - TOTAL ALLOCATION \$1,000.00
<b>Brownbill</b>	<b>Abley</b>	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 250.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Brownbill Total</b>				\$ 3,455.00	
<b>Buckley</b>	<b>Richards</b>	Bay City Buccaneers Inc	Uniform Purchase	\$ 200.00	Brownbill \$100, Buckley \$200, Coryule \$100, Kildare \$50 - TOTAL ALLOCATION \$450.00
<b>Buckley</b>	<b>Richards</b>	Children's Book Council of Australia - Vic Geelong Region		\$ 200.00	Brownbill \$100, Buckley \$200, Cheetham \$150, Coryule \$50, Deakin \$50, Kildare \$50 - TOTAL ALLOCATION - \$600.00
<b>Buckley</b>	<b>Richards</b>	Continance Foundation of Aust. Vic Branch Inc	Fun Fitness and the Pelvic Floor	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$50 - TOTAL ALLOCATION \$350.00
<b>Buckley</b>	<b>Richards</b>	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 100.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
<b>Buckley</b>	<b>Richards</b>	Geelong Archers Inc	Equipment Replacement	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$500.00
<b>Buckley</b>	<b>Richards</b>	Karenni Communal Welfare Committee Geelong (KnCWCG) Auspiced by Diversitat	Kay Thoe Bo Festival - Sacred Pole Festival	\$ 100.00	Brownbill \$100, Buckley \$100, Corio \$200, Coryule \$100 - TOTAL ALLOCATION \$500.00
<b>Buckley</b>	<b>Richards</b>	Mission to Seafarers Geelong Inc		\$ 300.00	Brownbill \$500, Buckley \$300, Coryule \$100, Kildare \$100 - TOTAL ALLOCATION \$1,000.00
<b>Buckley</b>	<b>Richards</b>	North Geelong Soccer Club (for Bell Park Sports Club)	Go For Your Life 2012	\$ 1,000.00	Austin \$500, Buckley \$1,000, Corio \$2,000, Cowie \$2,000, Deakin \$500, Windermere \$1,000 - TOTAL ALLOCATION \$7,000
<b>Buckley</b>	<b>Richards</b>	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 100.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Buckley Total</b>				\$ 2,200.00	
<b>Cheetham</b>	<b>Macdonald</b>	Children's Book Council of Australia - Vic Geelong Region		\$ 150.00	Brownbill \$100, Buckley \$200, Cheetham \$150, Coryule \$50, Deakin \$50, Kildare \$50 - TOTAL ALLOCATION - \$600.00
<b>Cheetham</b>	<b>Macdonald</b>	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 150.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
<b>Cheetham</b>	<b>Macdonald</b>	Leopold Senior Citizens	Double Sink & Hand Basin	\$ 900.00	

Ward	Councillor	Organisation	Project	Amount Approved	Breakdown and Totals Where the Applicant was awarded funds for their project from multiple Ward allocations
Cheetham	Macdonald	Leopold Toy Library Inc	Space & Safety Project	\$ 420.00	
Cheetham	Macdonald	Rotary Club of Drysdale	36th Easter Art Show & 2nd VCE Student Exhibition	\$ 1,300.00	
Cheetham	Macdonald	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 150.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Cheetham Total</b>				<b>\$ 3,070.00</b>	
Corio	Fisher	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 200.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
Corio	Fisher	Karenni Communal Welfare Committee Geelong (KnCWCG) Auspiced by Diversitat	Kay Thoe Bo Festival - Sacred Pole Festival	\$ 200.00	Brownbill \$100, Buckley \$100, Corio \$200, Coryule \$100 - TOTAL ALLOCATION \$500.00
Corio	Fisher	North Geelong Soccer Club (for Bell Park Sports Club)	Go For Your Life 2012	\$ 2,000.00	Austin \$500, Buckley \$1,000, Corio \$2,000, Cowie \$2,000, Deakin \$500, Windermere \$1,000 - TOTAL ALLOCATION \$7,000
Corio	Fisher	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 100.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Corio Total</b>				<b>\$ 2,500.00</b>	
Coryule	Doull	Bay City Buccaneers Inc	Uniform Purchase	\$ 100.00	Brownbill \$100, Buckley \$200, Coryule \$100, Kildare \$50 - TOTAL ALLOCATION \$450.00
Coryule	Doull	Children's Book Council of Australia - Vic Geelong Region		\$ 50.00	Brownbill \$100, Buckley \$200, Cheetham \$150, Coryule \$50, Deakin \$50, Kildare \$50 - TOTAL ALLOCATION - \$600.00
Coryule	Doull	Continance Foundation of Aust, Vic Branch Inc	Fun Fitness and the Pelvic Floor	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$50 - TOTAL ALLOCATION \$350.00
Coryule	Doull	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 100.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
Coryule	Doull	Geelong Archers Inc	Equipment Replacement	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$500.00
Coryule	Doull	Karenni Communal Welfare Committee Geelong (KnCWCG) Auspiced by Diversitat	Kay Thoe Bo Festival - Sacred Pole Festival	\$ 100.00	Brownbill \$100, Buckley \$100, Corio \$200, Coryule \$100 - TOTAL ALLOCATION \$500.00
Coryule	Doull	Mission to Seafarers Geelong Inc		\$ 100.00	Brownbill \$500, Buckley \$300, Coryule \$100, Kildare \$100 - TOTAL ALLOCATION \$1,000.00

Ward	Councillor	Organisation	Project	Amount Approved	Breakdown and Totals Where the Applicant was awarded funds for their project from multiple Ward allocations
Coryule	Doull	Portarlington Neighbourhood House	Replacement Chairs	\$ 2,160.00	
Coryule	Doull	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 200.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Coryule Total</b>				\$ 3,010.00	
Cowie	Kontelj (E)	Diversitat	Futsal	\$ 550.00	
Cowie	Kontelj (E)	Geelong One Fire Reconciliation Group	Development Phase of a Web Site	\$ 900.00	
Cowie	Kontelj (E)	Kardinia Youth Auspiced by Kardinia Community Services	Youth Leadership Program	\$ 1,150.00	
Cowie	Kontelj (E)	Nelson Park Auskick Auspiced by Aust Football League (Vic)	Football Jumpers	\$ 900.00	
Cowie	Kontelj (E)	North Geelong Soccer Club (for Bell Park Sports Club)	Go For Your Life 2012	\$ 2,000.00	Austin \$500, Buckley \$1,000, Corio \$2,000, Cowie \$2,000, Deakin \$500, Windermere \$1,000 - TOTAL ALLOCATION \$7,000
<b>Cowie Total</b>				\$ 5,500.00	
Deakin	Nelson	Belmont Primary School	Playground Development	\$ 500.00	Deakin \$500, Kardinia \$2,500 - TOTAL ALLOCATION \$3,000.00
Deakin	Nelson	Children's Book Council of Australia - Vic Geelong Region		\$ 50.00	Brownbill \$100, Buckley \$200, Cheetham \$150, Coryule \$50, Deakin \$50, Kildare \$50 - TOTAL ALLOCATION - \$600.00
Deakin	Nelson	Continance Foundation of Aust, Vic Branch Inc	Fun Fitness and the Pelvic Floor	\$ 50.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$50 - TOTAL ALLOCATION \$350.00
Deakin	Nelson	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 100.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
Deakin	Nelson	Geelong Archers Inc	Equipment Replacement	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$500.00
Deakin	Nelson	Highton Primary School	Grade 5/6 Community Exhibition	\$ 2,500.00	
Deakin	Nelson	Montpellier Primary School	Development of Outdoor area seating/BBQ	\$ 3,000.00	

Ward	Councillor	Organisation	Project	Amount Approved	Breakdown and Totals Where the Applicant was awarded funds for their project from multiple Ward allocations
Deakin	Nelson	North Geelong Soccer Club (for Bell Park Sports Club)	Go For Your Life 2012	\$ 500.00	Austin \$500, Buckley \$1,000, Corio \$2,000, Cowie \$2,000, Deakin \$500, Windermere \$1,000 - TOTAL ALLOCATION \$7,000
Deakin	Nelson	St Luke's Highton Uniting Church	Installation of DVD recording in the Church	\$ 1,500.00	
Deakin	Nelson	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 100.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Deakin Total</b>				\$ 8,400.00	
Kardinia	Harwood	Belmont Primary School	Playground Development	\$ 2,500.00	Deakin \$500, Kardinia \$2,500 - TOTAL ALLOCATION \$3,000.00
Kardinia	Harwood	South Barwon Cricket Club	Concreting Project	\$ 3,000.00	
Kardinia	Harwood	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 200.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Kardinia Total</b>				\$ 5,700.00	
Kildare	Kontelj (S)	Bay City Buccaneers Inc	Uniform Purchase	\$ 50.00	Brownbill \$100, Buckley \$200, Coryule \$100, Kildare \$50 - TOTAL ALLOCATION \$450.00
Kildare	Kontelj (S)	Children's Book Council of Australia - Vic Geelong Region		\$ 50.00	Brownbill \$100, Buckley \$200, Cheetham \$150, Coryule \$50, Deakin \$50, Kildare \$50 - TOTAL ALLOCATION - \$600.00
Kildare	Kontelj (S)	DoCare Geelong Co-operative	Life Stories - Activities for Older People	\$ 100.00	Brownbill \$500, Buckley \$100, Cheetham \$150, Corio \$200, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$1,250.00
Kildare	Kontelj (S)	Geelong Archers Inc	Equipment Replacement	\$ 100.00	Brownbill \$100, Buckley \$100, Coryule \$100, Deakin \$100, Kildare \$100 - TOTAL ALLOCATION \$500.00
Kildare	Kontelj (S)	Geelong Rowing Association	Defibrillator	\$ 1,750.00	Brownbill \$1000, Kildare \$1750 - TOTAL ALLOCATION \$2,750.00
Kildare	Kontelj (S)	Mission to Seafarers Geelong Inc		\$ 100.00	Brownbill \$500, Buckley \$300, Coryule \$100, Kildare \$100 - TOTAL ALLOCATION \$1,000.00
Kildare	Kontelj (S)	Newtown Primary School	Irrigation for New Oval	\$ 2,000.00	
Kildare	Kontelj (S)	St Josephs Cricket Club	Defibrillator	\$ 1,500.00	

Ward	Councillor	Organisation	Project	Amount Approved	Breakdown and Totals Where the Applicant was awarded funds for their project from multiple Ward allocations
Kildare	Kontelj (S)	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 100.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Kildare Total</b>				\$ 5,750.00	
Windermere	Granger	North Geelong Soccer Club (for Bell Park Sports Club)	Go For Your Life 2012	\$ 1,000.00	Austin \$500, Buckley \$1,000, Corio \$2,000, Cowie \$2,000, Deakin \$500, Windermere \$1,000 - TOTAL ALLOCATION \$7,000
Windermere	Granger	UN Women Australia Geelong Committee	International Women's Day hosted by UN Women Geelong	\$ 100.00	Austin \$250, Brownbill \$250, Buckley \$100, Cheetham \$150, Corio \$100, Coryule \$200, Deakin \$100, Kardinia \$200, Kildare \$100, Windermere \$100 - TOTAL ALLOCATION \$1,550.00
<b>Windermere Total</b>				\$ 1,100.00	
<b>Grand Total</b>				\$ 46,935.00	

SUMMARY OF TOTALS OF QUARTERLY WARD ALLOCATIONS FOR 2011/2012 FINANCIAL YEAR AS AT 31 March 2012						
Ward Name	Ward Councillor	Total Allocated 1/07/11 – 30/09/11	Total Allocated 1/10/11 – 31/12/11	Total Allocated 1/1/12 – 31/03/12	Total Allocated 1/07/11 – 31/03/12	Remaining Balance as at 31/3/12
Austin	Cr John Mitchell	\$ 3,250	\$ 2,700	\$ 2,250	\$8,200	\$11,800
Beangala	Cr Jan Farrell	\$ 5,050	\$ 2,045	\$ 4,000	\$11,095	\$8,905
Brownbill	Cr Barbara Abley	\$ 8,090	\$ 6,750	\$ 3,455	\$18,295	\$1,705
Buckley	Cr Andy Richards	\$ 1,250	\$ 400	\$ 2,200	\$3,850	\$16,150
Cheetham	Cr Rod Macdonald	\$ 12,030	\$ 4,300	\$ 3,070	\$19,400	\$600
Corio	Cr Kylie Fisher	\$ 7,000	\$ 9,800	\$ 2,500	\$19,300	\$700
Coryule	Cr John Doull	\$ 5,840	\$ 6,970	\$ 3,010	\$15,820	\$4,180
Cowie	Cr Eddy Kontelj	\$ 9,400	\$ 5,050	\$ 5,500	\$19,950	\$50
Deakin	Cr Ron Nelson	\$ 5,000	\$ 4,300	\$ 8,400	\$17,700	\$2,300
Kardinia	Cr Bruce Harwood	\$ 5,650	\$ 3,550	\$ 5,700	\$14,900	\$5,100
Kildare	Cr Dr Srechko Kontelj	\$ 2,900	\$ 4,740	\$ 5,750	\$13,390	\$6,610
Windermere	Cr Cameron Granger	\$ 11,400	\$ 6,490	\$ 1,100	\$18,990	\$1,010
<b>Total</b>		<b>\$ 78,860</b>	<b>\$ 57,095</b>	<b>\$ 46,935</b>	<b>\$ 180,890</b>	<b>\$59,110</b>

## **6. FINANCIAL MANAGEMENT REPORT – MARCH 2012**

**Portfolio:** Finance - Cr Harwood  
**Source:** Corporate Services - Financial Services  
**General Manager:** Jeff Wall  
**Index Reference:** Financial Management \ Reporting

### **Summary**

- The Quarterly Financial Report for the period ending 31 March 2012 is prepared as a requirement of Section 138 of the Local Government Act 1989.
- Council approved amendments to the adopted Budget on 23 August 2011 and variances are reported based on comparing actuals to amended budget.
- The recurrent operating surplus for the nine months is \$5.8M, being \$13.4M favourable to amended budget and reflects favourable performance and timing issues.
- The non-recurrent surplus for the half year is \$21.9M, being (\$4.7M) unfavourable to budget with unfavourable Subdivision Asset Recognition (\$8.7M), offset by favourable Capital Income \$2.5M, Developer Contributions \$0.5M and Gain/(Loss) on Sale of Property \$0.4M.
- Capital expenditure for the year to date is \$48.5M against a year to date budget of \$60.4M, which is \$11.9M underspent to budget.
- The cash and investment balance of \$76.3M is \$16.5M favourable to budget, mainly due to higher than budgeted recurrent income, Capital income and underspend on Capital projects.

**Cr Granger moved, Cr Macdonald seconded -**

**That Council endorses the Quarterly Financial Management Report to 31 March 2012.**

**Carried.**

### **Report**

#### ***Background***

The report is prepared as a requirement of Section 138 of the Local Government Act 1989 which requires that at least every three months a statement be presented to Council comparing the budget with the actual revenue and expense for the financial year-to-date.

## 6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)

### *Discussion*

#### **Operating**

The March Management reports are provided in the following table to report year-to-date performance and full-year projection performance versus budget.

#### **Financial Results Summary**

<b>Summary</b>						
	<b>YTD Actual \$M</b>	<b>YTD Am. Bgt \$M</b>	<b>YTD Var Fav/ (UnFav) \$M</b>	<b>FY Proj \$M</b>	<b>FY Am. Bgt \$M</b>	<b>FY Var Fav/ (UnFav) \$M</b>
Recurrent Surplus/(Deficit)	5.79	(7.63)	13.42	(3.79)	(8.31)	4.52
Non-Recurrent Surplus/(Deficit)	21.94	26.59	(4.65)	46.32	38.49	7.83
Net Surplus/(Deficit)	27.73	18.96	8.77	42.53	30.18	12.35
Capital Expenditure	48.51	60.36	11.85	107.59	104.36	(3.23)
Closing Net Cash Positive/(Neg)	76.28	59.84	16.44		42.16	

The Adopted Budget was amended by Council on 23 August 2011 to include Carryover Capital and discretionary projects, plus other Capital and recurrent amendments.

The impact on the Recurrent Expenditure Budget is (\$10.30M), consisting of carryover discretionary projects funded in 2010-2011, plus other budget amendments including adjustment for early receipt of first quarter Grants Commission funding in June 2011.

The impact on Non Recurrent income was \$7.36M for carryover of capital income from 2010-2011 projects.

The amended capital expenditure budget included an additional \$39.46M to complete 2010-2011 Projects, plus other capital amendments of \$3.11M including Corio Landfill Rehabilitation and Central Geelong Laneways.

#### **1. Recurrent Variance Commentary**

	<b>YTD Actual \$M</b>	<b>YTD Am. Bgt \$M</b>	<b>YTD Var Fav/ (UnFav) \$M</b>	<b>FY Proj \$M</b>	<b>FY Am. Bgt \$M</b>	<b>FY Var Fav/ (UnFav) \$M</b>
Recurrent Income	189.14	182.39	6.75	250.73	242.92	7.81
Recurrent Expenditure	183.35	190.02	6.67	254.52	251.23	(3.29)
Recurrent Surplus/(Deficit)	5.79	(7.63)	13.42	(3.79)	(8.31)	4.52

**YTD Variance - \$13.42M Favourable**

## 6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)

The following major variances to budget contributed to this result:

### Recurrent Income

	<b>\$M</b>
<ul style="list-style-type: none"> <li>• <b>General Rates and Charges</b> – Favourable rates growth, expected to be partly offset by objections in full year.</li> </ul>	0.88
<ul style="list-style-type: none"> <li>• <b>Government Grants</b></li> </ul> <p>Main favourable variances consist of:</p> <ul style="list-style-type: none"> <li>▪ State Recurrent Grants \$511K favourable (unbudgeted grants received in Aged &amp; Disability Services, Environment and Capital Projects).</li> <li>▪ Federal Child Care Assistance \$143K favourable (Family Day Care Benefit – utilisation better than expected).</li> <li>▪ Federal – Specific Purpose Grants \$135K favourable (Centre Based Long Day Care \$80K and Parks \$68K – training grants).</li> <li>▪ Federal – Other Grants \$164K favourable (Grant Commission payment will be \$218K favourable full year).</li> </ul>	0.96
<ul style="list-style-type: none"> <li>• <b>User Charges</b></li> </ul> <p>Main favourable variances consist of:</p> <ul style="list-style-type: none"> <li>▪ Waste Disposal – Commercial \$3,231K favourable (due to Category 'C' soil depositions at Corio and Drysdale Landfill), partly offset by higher EPA Levies (\$1,792K).</li> <li>▪ Design &amp; Supervision Fees \$566K favourable (income received on new developments).</li> <li>▪ Private Works Income \$336K favourable (more works completed than planned, partly offset by increased expenditure).</li> <li>▪ Activities &amp; Program Fees \$258K favourable (mainly Leisurelink and Arena).</li> <li>▪ Valuation Income (\$237K) unfavourable (phasing only).</li> <li>▪ Car Parking Fees (\$288K) unfavourable (Street Parking \$211K, Civic Centre Car Park \$55K).</li> </ul>	3.97
<ul style="list-style-type: none"> <li>• <b>Other Fees &amp; Charges</b></li> </ul> <p>Unfavourable mainly due to :</p> <ul style="list-style-type: none"> <li>▪ Fines &amp; Costs (\$303K) unfavourable (Parking Infringements \$281K, Animal Infringements \$46K).</li> </ul>	(0.22)
<ul style="list-style-type: none"> <li>• <b>Sundry Income</b></li> </ul> <p>Favourable due mainly to unbudgeted receipts for Mayoral Ball \$129K (offset by expenditure), Facilities Maintenance \$70K (Insurance Claims and other reimbursements) and Lease Management \$57K.</p>	0.38

## 6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)

- **Interest on Investments** 0.78  
 Higher than budgeted cash balances.

**Recurrent Income Sub-total**

**\$6.75M**

### Recurrent Expenditure

**\$M**

- **Employee Related Expenditure** – Favourable salary costs \$3,496K mainly relating to unfilled vacancies, Workcover \$138K favourable, offset by unfavourable Overtime (\$203K and Allowances (\$223K). 3.21  
 Partially offset by unfavourable supplementary labour costs (\$1,502K) (see external services).
- **General Works:** 0.44  
*Materials* \$274K favourable with the main variance being Ground Maintenance Materials \$241K (ground renovations behind schedule).

*Plant / Equip / Vehicle Costs* (\$73K) unfavourable with the main variances being External Plant & Equipment Hire (\$240K) (Waste Collection \$186K), offset by Minor Plant Furniture & Equipment \$128K favourable.

*External Services* is \$237K favourable mainly due to:

- Contractors \$2,227K favourable - Phasing variances in Discretionary Projects \$1,522K (Waste \$163K, Family Services \$138K, Planning Strategy \$175K, Community Development \$444K, Sport & Recreation \$171K, Environment \$254K and Arts & Culture \$177K. Recurrent variances in Waste \$500K and Central Geelong & Waterfront \$140K.
- Contributions \$272K favourable – Phasing variances in Events Services \$152K and Capital Projects \$100K.
- Rental Expense \$490K favourable - Lease Management \$292K (Brougham St lease), Relocation to Brougham St premises \$152K (no expense to date).
- Waste Disposal & Recycling \$254K favourable (Green Waste Service \$281K due to lower processing costs than budgeted).
- Levies & Contributions (\$1,491K) unfavourable – Corio Landfill unfavourable (\$1,064K) and Drysdale Landfill (\$729K) EPA levy payable on Category 'C' soil depositions.
- Supplementary Labour (\$1,502K) unfavourable – mainly, Fleet (\$132K), Operations (\$380K), City Development (\$126K), Parks (\$410K) and Waste (\$223K).
- Building Maintenance (\$286K) unfavourable.

## 6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)

• <b>Administration</b> costs \$737K favourable mainly due to :	0.74
• Interest Paid \$243K favourable – due to deferred loans.	
• BU External Printing \$97K favourable – Phasing variances only.	
• Doubtful Debts \$149K favourable – Parking Infringements \$147K.	
• <b>Professional Services</b> costs \$21K favourable mainly due to:	0.02
• Consultants \$97K favourable – Phasing variances in Discretionary projects \$72k.	
• Legal Expenses (\$94K) unfavourable (Armstrong Creek Urban Growth Project).	
• <b>Utility</b> costs are \$674K favourable mainly due to Water usage costs \$147K (seasonal factors) and Electricity \$520K (possible saving on Street Lighting \$190K, balance phasing due to timing of invoices).	0.67
• <b>Depreciation</b> costs \$1,650K favourable (mainly due to delay in completing Landfill Cell).	1.65
• <b>Gain/(Loss) on Sale of Plant and Equipment</b> (\$61K) unfavourable.	(0.06)
<b>Recurrent Expenditure Sub-total</b>	<b>\$6.67M</b>

<b><i>Full Year Recurrent Projection – \$4.52M favourable to Amended Budget</i></b>
---

The main projection changes are favourable / (unfavourable):	<b>\$M</b>
Waste Disposal Income (Net) – Category 'C' soil depositions	1.15
Interest on Investments increase	0.90
Salaries / Supplementary Labour – vacant positions	0.77
Rates Growth and Supplementary Rates	0.74
Depreciation Reduction – due to delay in completing Landfill Cell	0.65
Workcover Premium Savings	0.65
Building & Planning Permits	0.65
Rental Expense (Brougham St Lease)	0.49
Interest Paid (deferred loans)	0.40
Grants Commission Increase	0.22
Green Waste Processing Costs	0.20
North Geelong Transfer Station – increased income	0.20
Commercial Collection Service – increased income	0.07
Infringements Fines Income (Parking & Animal)	(0.68)
Building Maintenance – Recurrent	(0.57)

## 6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)

Building Renewal Works – transferred from Capital	(0.50)
Car Parking Fees	(0.37)
Building Renewal Works – Simonds Stadium	(0.25)
GREP Design & Implementation costs – additional expense	(0.15)
Other	(0.05)

**\$4.52M**

The net cash movement of above is \$3.87M (\$4.52M less Depreciation savings \$0.65M).

This favourable movement is partly offset by budgeted land sales unlikely to be achieved in 2011-2012 of \$0.51M.

This surplus will fund the balance of the upfront payment of the call of Unfunded Superannuation made in June 2011. As per Council Report this balance was to be funded over the next two years (2012-2013 \$1.33M and 2013-2014 \$1.34M).

### 2. Non Recurrent Variance Commentary

	YTD Actual \$M	YTD Am. Bgt* \$M	YTD Var Fav/ (UnFav) \$M	FY Proj \$M	FY Am. Bgt* \$M	FY Var Fav/ (UnFav) \$M
Non-Recurrent Surplus/(Deficit)	21.94	26.59	(4.65)	46.32	38.49	7.83

***YTD Variance – (\$4.65M) unfavourable***

- |  |            |
|--|------------|
|  | <b>\$M</b> |
| <ul style="list-style-type: none"> <li>• <b>Capital Grants &amp; Income</b> \$2,528K favourable – mainly due to insurance recovery for Rosewall Kindergarten Rebuild \$1,130K and unbudgeted receipt of grant for the Geelong Library &amp; Heritage Centre \$1,500K.</li> </ul> | 2.53       |

#### Other Phasing Variances:

- |   |   |
|---|---|
| <ul style="list-style-type: none"> <li>• <b>Subdivision Asset Recognition</b> (\$8,733K) unfavourable.</li> <li>• <b>Developer Contributions</b> \$492K favourable.</li> <li>• <b>Gain/(Loss) on Sale of Property</b> \$430K favourable.</li> <li>• <b>Assets written down in value</b> – \$637K favourable.</li> </ul> | <p>(8.74)</p> <p>0.49</p> <p>0.43</p> <p>0.64</p> |
|   | <b><u>(4.65)</u></b>                              |

**6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)**

**3. Capital Expenditure Variance Commentary**

	YTD Actual \$M	YTD Am. Bgt* \$M	YTD Var Fav/ (UnFav) \$M	FY Proj \$M	FY Am. Bgt* \$M	FY Var Fav/ (UnFav) \$M
Capital Expenditure	48.51	60.36	11.85	107.59	104.36	(3.23)

***YTD Variance – \$11.85M favourable***

The capital program is \$11.85M underspent compared to Budget year to date, with the major project variances as follows:

- **Street, Footpath, K&C SRC Projects** - projects behind budget schedule. 1.94
- **Drysdale Landfill Cell 4A** – Delayed due to wet weather. 1.16
- **Leopold Community Hub** – project behind budget schedule. 1.00
- **Light Fleet Replacement** - project behind budget schedule. 0.73
- **Ocean Grove Infrastructure Plan** – project deferred. 0.60
- **Heavy & Dedicated Plant** - project behind budget schedule. 0.52
- **Ocean Grove Integrated Children’s Centre** - project behind budget schedule. 0.38
- **Bulk Fuel Facilities Compliance** - project behind budget schedule. 0.27
- **Splashdown Co-Generation Plant** - project behind budget schedule. 0.26
- **Walter Conservatory Repairs** - project behind budget schedule. 0.25
- **Pioneer Rd Footbridge Replacement** - project behind budget schedule. 0.24
- **IT Asset Replacement** - project behind budget schedule. 0.23
- **Kardinia Park Netball Pavilion** - project behind budget schedule. 0.23
- **Courthouse Redevelopment** - project behind budget schedule. 0.21
- **East West Traffic** - project behind budget schedule. 0.20
- **Construction Elcho Drainage System** – project deferred. 0.20
- **Construction O’Briens Rd** – project overspent. (0.77)
- **Other** 4.20

**\$11.85M**

**6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)**

**4. Cash and Investments**

	YTD Actual \$M	YTD Am. Bgt* \$M	YTD Var Fav/ (UnFav) \$M	FY Proj \$M	FY Am. Bgt* \$M	FY Var Fav/ (UnFav) \$M
Closing Net Cash Positive/(Neg)	76.28	59.84	16.44		42.16	76.28

**YTD Variance – \$16.44 favourable**

The month end cash and investments balance was \$76.28M. This was \$16.44M favourable to budget, due mainly to higher than budgeted Rates receipts \$4.00M, Fees & Charges income \$4.01M, Capital income \$2.53M and underspend on Capital expenditure \$11.85M, offset by deferred loans (\$7.20M).

Council has future commitments for \$20.0M, which are fully cashed back:

Long Service Leave	\$ 15.5M
Statutory Reserves	\$ 0.3M
Refundable Deposits	\$ 2.2M
Income in Advance	\$ 1.4M
Asset Development	<u>\$ 0.6M</u>
<b>Total</b>	<b><u>\$ 20.0M</u></b>

The Landfill Provision balance is currently \$16.8M.

***Environmental Implications***

There are no environmental implications arising from this report.

***Financial Implications***

As detailed in the attached report.

***Policy/Legal/Statutory Implications***

The report is provided in accordance with requirements under the Local Government Act 1989.

***Officer Direct or Indirect Interest***

Council staff preparing this report have no direct or indirect interest.

***Risk Assessment***

There are no risk implications arising from this report.

## **6. FINANCIAL MANAGEMENT REPORT – MARCH 2012 (CONT'D)**

### ***Social Considerations***

There are no social implications arising from this report.

### ***Communication***

The attached report is provided for information and public record and is available from the Council Governance or Financial Reporting units.

**7. BAILEY STREET, GROVEDALE - PROPOSED FOOTPATH, KERB & CHANNEL AND ROAD CONSTRUCTION – SRC 318 – DECLARATION OF CHARGE**

**Portfolio:** Infrastructure - Cr Richards  
**Source:** City Services - Engineering Services  
**General Manager:** Gary Van Driel  
**Index Reference:** Street: Bailey Street  
Subject: Special Rates and Charges

**Summary**

- This report relates to a proposed Special Charge Scheme for footpath, kerb and channel and road pavement construction in Bailey Street, Grovedale, adjacent to numbers 207-211 and 212 Bailey Street.
- Bailey Street is generally fully constructed by means of progressive subdivisional development however this section has been left without the full complement of infrastructure.
- In the original Intention to Declare report adopted by Council, two sections of Bailey Street were referred to and Council recently dealt with the other section with a Declaration of the Charge.
- The total cost of this project is \$56,840. The owners proportion is \$21,090 with Council contribution of \$35,750.
- There are two owners with estimated charges of \$9,177.29 and \$11,912.71.
- The scheme has been advertised and both owners lodged objections but did not request to be heard by a Submissions Panel.
- Property owners receive benefit from the works by way of improved pedestrian access, improved drainage and access, improvement to the area fronting the property and possible increase in property values.
- The scheme has been prepared in accordance with the special rate and charge provisions of the Local Government Act, along with Council's Special Rates and Charges Policy.
- This report seeks a resolution by Council to "Declare the Charges" for the footpath, kerb and channel and road pavement scheme in Bailey Street, Grovedale, in accordance with the Special Charge Scheme process.

**Cr Richards moved, Cr Macdonald seconded -**

**That**

1. **The following declaration of a special charge be confirmed:**
  - a) **A special charge be declared for a period until the works have been completed and the scheme finalised;**
  - b) **the special charge be declared for the purposes of defraying any expenses incurred by Council in relation to construction of footpath, kerb and channel and road pavement in Bailey Street, Grovedale abutting Numbers 207-211 and 212 Bailey Street, which project:**

**7. BAILEY STREET, GROVEDALE - PROPOSED FOOTPATH, KERB & CHANNEL AND ROAD CONSTRUCTION – SRC 318 – DECLARATION OF CHARGE (CONT'D)**

- b1) will provide proper pedestrian access, proper drainage, sealed road pavement, improved nature strips and enhancement to the general amenity of each of the properties in the scheme;
  - b2) Council considers is or will be a special benefit to those persons required to pay the special charge (and who are described in succeeding parts of this Resolution); and
  - b3) arises out of Council's function of planning for and providing infrastructure for property owners.
- c) The:
- c1) total cost of performing the function described in Part 1 (b) of this Resolution based on estimated cost, be recorded as \$56,840.
  - c2) total amount of the special charge to be levied, as based on estimated cost, be recorded as \$21,090.
- d) It be recorded that, for the purposes of Section 163 (2A) of the Local Government Act 1989, the special charge proceeds will not exceed the amount calculated in accordance with the prescribed formula ( $R \times C = S$ ), the:
- d1) 'benefit ratio' (R) being calculated at 100%, and representing the total benefits of the special charge scheme that will accrue as special benefits to all persons liable to pay the special charge; and
  - d2) 'community benefit' (C) being assessed 50% for footpath and zero for other infrastructure, in Bailey Street, Grovedale.
- e) The following be specified as the area for which the special rate is so declared:
- e1) the area within the municipal district of Council highlighted in the plan attached to this Resolution ("the area").
- f) The following be specified as the land in relation to which the special charge so declared:
- f1) all land within the area shown on the plan – Appendix 7-3.
- g) The following be specified as the criteria which form the basis of the special charge so declared:
- g1) ownership of any land described in Part 1(e) of this Resolution.
- h) The following be specified as the manner in which the special charge so declared will be assessed and levied:
- h1) the frontage of lots abutting the works shall be used to calculate the individual cost to lot.

**7. BAILEY STREET, GROVEDALE - PROPOSED FOOTPATH, KERB & CHANNEL AND ROAD CONSTRUCTION – SRC 318 – DECLARATION OF CHARGE (CONT'D)**

- h2) the special charge will be levied by sending a notice to the person who is liable to pay, pursuant to section 163(A) of the Local Government Act 1989.**
- i) Having regard to the preceding parts of this Resolution but subject to Section 166 (1) of the Local Government Act 1989, it be recorded that:**

  - i1) the owners of the land described in Column 1 of Schedule B to the resolution are estimated liable for the respective amounts set out in Column 2 of Schedule B; and**
  - i2) such owners may, subject to any further resolution of Council pay the special charge in the following manner:**

    - i2a) The charge will become due and payable within one month of the issue of the notice requesting payment pursuant to Section 167 (3) of the Local Government Act 1989.**
    - i2b) Interest will not be charged for six months after the issue of the notice provided the person liable makes timely payment in accordance with any repayment arrangements that may be agreed on by Council.**
    - i2c) In accordance with Section 172 of the Act, the rate of interest which is payable on the Special Charge which has not been paid by the specified date is set at Council's overdraft rate, reviewed every three months (provided that it shall not exceed the rate fixed by the Governor in Council by Order for the purposes of Section 172 (2A) in which case the rate of interest shall be the maximum rate fixed by the Governor in Council by Order for the purposes of this section).**
- 2. There are no incentives declared as incentives to be given by Council for the payment of the special rate before the date(s) specified for its payment under Section 167(3) of the Local Government Act 1989.**
- 3. Council's Chief Executive Officer be authorised to levy the Special Charge in accordance with Section 163(4) of the Local Government Act 1989.**

**Carried.**

## **Report**

### ***Background***

This project provides for infill infrastructure in Bailey Street, Grovedale. The properties include 207-211 and 212 Bailey Street.

A considerable amount of development has taken place in Bailey Street in recent years and progressively, Developers have provided the necessary road pavement, kerb and channel and footpath to service the subdivisions.

Both owners participating in this scheme have lodged objections with Council.

## **7. BAILEY STREET, GROVEDALE – PROPOSED FOOTPATH, KERB & CHANNEL AND ROAD CONSTRUCTION – SRC 318 – DECLARATION OF CHARGE (CONT'D)**

Neither owner requested to be heard by a Submissions Panel and it is therefore not necessary to convene a hearing. Objections as distinct from Submissions do not require Council to convene a hearing, although the reason for no hearing is that it has not been requested.

The two submissions have been circulated to all Councillors prior to the Council Briefing for consideration. The fact that there were two objections from two owners places objections in the majority which triggers 163B(6) of the Local Government Act. This provision determines that Council may not levy in excess of two thirds of the cost of the works to property owners. Should Council wish to proceed with this scheme, it will require a departure from Council policy.

The apportionment of costs has therefore been adjusted to comply with this provision.

A matter relating to the property 212 Bailey Street was briefly reported on, in the Intention to Declare report. There was generally a requirement on the original subdivider to provide the infrastructure which is proposed.

In the preparation of the scheme Council became aware of the issue involving this property. The property is Lot 1 on PS 426404 created in 1999 by subdivision. It is a large lot, 3859 sq m in area and appears to have been excised as it was the original house and the land. The balance of the land, Lot 2 has been since subdivided into residential sized blocks.

At the time of the 2 lot subdivision, the Developer was anxious to obtain a release of requirements, in order to subdivide the balance, which is shown as Pickeral Avenue on the attached plan. This was subsequently done around 2001.

In order to obtain an early release the Developer made application on the basis of lodging monies to complete the work, post release. A sum of \$6,943 was lodged in the form of a Bank Guarantee. The Developer then sold the property at 212 Bailey Street, in 2003. Discussions were held with the Developer prior to sale of the property and he was advised that the works were to be completed. The Developer chose not to comply with Council's direction and the works were not completed at this time.

A recent request to complete the works was also ignored.

As Council holds the Bank Guarantee, this can be used to offset part of the cost associated with this property.

The liability for compliance with a Special rate or charge always lies with the owner, at the time the rate or charge is declared. The owner purchased the property from the Developer in 2003 and under normal disclosure requirements should have been made aware of this situation. The Purchaser has the responsibility to check all matters in relation to the purchase of a property.

Should Council proceed to declare the charge the owner has recourse to the Victorian Civil and Administrative Tribunal (VCAT). A similar situation was considered by VCAT in *Evezard v East Gippsland SC* (2008).

In this case it was argued that

“the Council bears responsibility for not ensuring an adequate provision of services and infrastructure at the time of subdivision, and ‘should not avoid its obligations by visiting this on current owners’.”

**7. BAILEY STREET, GROVEDALE - PROPOSED FOOTPATH, KERB & CHANNEL AND ROAD CONSTRUCTION – SRC 318– DECLARATION OF CHARGE (CONT'D)**

The VCAT presiding Deputy President stated:

“Even if the Council bears some responsibility for failing to ensure the original developer provided proper services and infrastructure a ‘user-pays’ approach is now firmly and independently reflected in the special rate and charge provisions in the Local Government Act 1989. The Council is legally entitled to recover the charge from those receiving a ‘special benefit’ from the works now proposed, irrespective of the subdivision history”.

This is a clear indication that Council is entitled to proceed to declare the charge. The charge for the property would be \$11,912.71 - \$6,943.00 = \$4,969.71.

***Discussion***

Property owners receive benefit from the footpath, kerb and channel and associated road pavement by means of improved pedestrian access, property drainage, proper street access, enhancement to the nature strip area, improved general amenity and a possible increase in property values.

Council policy provides for the Council to meet 50% of the cost of footpath project in recognition of community benefit with abutting owners meeting 50%. Roadworks such as kerb and channel and road pavement directly benefit the property owners and they therefore pay the full cost of these works.

Estimated costs are as follows:

	<b>Estimated Cost</b>
Council half cost of footpath	\$ 8,384.00
Owners share of cost of footpath	\$ 5,589.33
Owners share of cost of kerb and channel and road pavement	\$15,500.67
Additional funding by Council due to level of objection	\$27,366.00
	\$56,840.00

As indicated the recommendation involves a departure from Council policy. The policy dictates that the full cost of road pavement and kerb and channel is to be levied on owners and generally 50% of the cost of footpath.

Where objections are in the majority, as is the case, Council is unable to legally charge in accordance with its policy.

It is important that this infill infrastructure be completed. And it is unlikely the situation will change in the immediate future.

In many cases ongoing development solves problems such as this, however development (or redevelopment) is not envisaged. The situation of a fully constructed road, with a small section missing is untenable in the medium to long term. It is considered that Council has no choice other than to proceed in accordance with the Local Government Act, to complete the project.

**7. BAILEY STREET, GROVEDALE - PROPOSED FOOTPATH, KERB & CHANNEL AND ROAD CONSTRUCTION – SRC 318 – DECLARATION OF CHARGE (CONT'D)**

***Environmental Implications***

Footpath projects in general are aimed at providing a safe off road facility for pedestrians and as well to encourage walking in lieu of using a motor vehicle.

The road pavement and kerb & channel will provide an efficient means of collecting stormwater runoff.

During the course of construction and the manufacture and procurement of materials there is expenditure of energy and greenhouse emissions. This does cease however, when construction is complete. Should the footpath project achieve the aim in part, to encourage walking over driving, there will be a positive environmental impact.

The project does not create waste with the exception of some excess spoil. The proposal does not affect any natural habitats.

***Financial Implications***

The project has a one off capital cost as indicated above and there will be minimal ongoing maintenance costs. The scheme may proceed in the current financial year if approved. Owners meet half the cost of the works.

***Policy/Legal/Statutory Implications***

The scheme has been prepared in accordance with the special rate and charge provisions of the Local Government Act along with Council's Special Rates and Charges Policy.

***Officer Direct or Indirect Interest***

There are no Council Officers involved in the administration or subsequent construction of the works, who have a direct or indirect interest in the project.

***Risk Assessment***

There are no risks associated with Council proceeding to adopt the recommendation and advertising the scheme. The footpath component, should it proceed, will have a positive impact on risk reduction relating to vehicle / pedestrian accidents and slips and falls.

***Social Considerations***

The footpath component of the project encourages walking and could be considered to enhance the social well being of the local community.

***Communication***

The scheme has been advertised and property owners given the opportunity to make submissions/objections.

**Appendix 7-1  
 Page 1**

**SCHEDULE 'A'**

The works for the construction of footpath, kerb & channel and road pavement in Bailey Street, Grovedale which consist of excavation, footpath, kerb & channel, road pavement and sealing, reinstatement of nature strip, miscellaneous construction works, legal advice and professional services associated with survey, engineering design, drafting, supervision and administration of the project all as included in the cost estimate shown below.

**COST ESTIMATE FOR CONSTRUCTION OF FOOTPATH, KERB & CHANNEL AND ROAD PAVEMENT IN BAILEY STREET, GROVEDALE**

**207-211, 212 Bailey Street**

<b>FOOTPATH CONSTRUCTION</b>					
<b>Item</b>	<b>Description</b>	<b>Unit</b>	<b>Qty</b>	<b>Rate</b>	<b>Amount</b>
1	Site establishment, set out and traffic control		ITEM		\$1,451
2	Excavation, trimming supply and placement of bedding and formwork	102	M	5	\$ 510
3	Supply and place 75mm RC footpath	94	M	100	\$9,400
4	Supply and place 125mm RC driveways	17.5	M	105	\$1,838
5	Make good disturbed nature strips	84.5	M	5	\$ 423
6	Contingency 10%				\$1,362
6	Design and admin				\$1,784
					<b>\$16,768</b>

<b>KERB &amp; CHANNEL &amp; ROAD PAVEMENT CONSTRUCTION</b>					
<b>Item</b>	<b>Description</b>	<b>Unit</b>	<b>Qty</b>	<b>Rate</b>	<b>Amount</b>
1	Site establishment, set out and traffic control		ITEM		\$2,012
2	Excavation for kerb and channel and pavement	64	CM	35	\$2,240
3	Supply and place 30mm depth class 2 FCR	51	CM	120	\$6,120
4	Supply and place 30mm asphalt	99	SQM	24	\$2,376
5	Supply and place kerb and channel	94	M	60	\$5,640
6	Supply and place CR to driveways		ITEM		\$ 500
7	Contingency 10%				\$1,889
8	Design and admin				\$2,474
					<b>\$23,251</b>

**Appendix 7-1  
Page 2**

**SCHEDULE 'A' (cont'd)**

<b>REPLACEMENT OF EXISTING PAVEMENT</b>					
<b>Item</b>	<b>Description</b>	<b>Unit</b>	<b>Qty</b>	<b>Rate</b>	<b>Amount</b>
1	Site establishment, set out and traffic control		ITEM		\$1,537
2	Excavation for pavement	59	CM	35	\$2,065
3	Supply and place 30mm depth class 2 FCR	59	CM	120	\$7,080
4	Supply and place 30mm asphalt	156	SQM	24	\$3,744
5	Contingency 10%				\$1,443
6	Design and admin				\$ 952
					<b>\$16,821</b>

**Appendix 7-2**

**SCHEDULE 'B'**



**PROPOSED SPECIAL CHARGE SCHEME FOR FOOTPATH, KERB &  
CHANNEL AND PAVEMENT - BAILEY ST, GROVEDALE**

<b>PROPERTY DESCRIPTION</b>	<b>ESTIMATED COST</b>	<b>PROPERTY REFERENCE</b>	<b>ADDRESS</b>
<b>COL 1</b>	<b>COL 2</b>	<b>COL 3</b>	<b>COL 4</b>
Pt CA 27 Sec 2 Ppsd Lots 1-3 & Stage 2 PS623391	\$ 9,177.29	220308	207-211 Bailey Street, Grovedale, VIC 3216
Lot 1 PS 426404	\$11,912.71	310327	212 Bailey Street, Grovedale, VIC 3216

**Appendix 7-3**

**Plan**



 Properties included in the scheme       Area to be constructed

## **8. CONSIDERATION OF TENDER SUBMISSIONS FOR RECRUITMENT TRAINING & ASSOCIATED SERVICES**

**Portfolio:** Democracy & Governance – Cr Mitchell  
**Source:** Corporate Services – Organisational Development  
**General Manager:** Jeff Wall  
**Index Reference:** T11188

### **Summary**

- Council currently has in place a panel contract for the provision of temporary staff services from seven suitably qualified agencies for short term placements generally not exceeding three months on a scheduled rates basis. The panel contract is due to expire on 31 May 2012.
- Early in 2011 Council undertook an in-depth review of the tendering methodology for the provision of temporary staff and recruitment. As a result of this review it was determined that a Procurement Australia (PA) tendering proposal to invite tenders on behalf of numerous Councils would satisfy the City of Greater Geelong needs and would achieve a value for money outcome.
- Council engaged Procurement Australia (PA) to act as its Tendering Agent for the Provision of Temporary Recruitment Services tender with an option to utilise the full Procurement Panel on an as needed basis.
- The PA tender was invited on behalf of 28 Councils in June 2011 and comprised of six categories for the provision of Executive, Permanent and Temporary Recruitment, Training, Coaching, Mentoring, Human Resource Services and Associated Products and services. The period of the proposed contract was for three (3) years with two (2) x one (1) year options to extend.
- A total of one hundred and thirty (130) companies provided tender submissions for the Recruitment, Training and Associated Products and Services.
- Following a detailed review of the tender conducted by PA it is recommended that Council utilise their panel contract for the Provision of Temporary Recruitment Services as detailed in the Recommendation section of this report.

**Cr Macdonald moved, Cr Granger seconded -**

**That Council:**

- 1) **accept the tender submissions and submitted rates from the below six (6) companies as a result of the tender process undertaken by Procurement Australia (PA), acting as Tendering Agent on behalf of Council, for the Provision of Temporary Recruitment Services:**
  - **Direct Recruitment**
  - **Hays Specialist Recruitment (Australia) P/L**
  - **MEGT (Australia) Ltd**
  - **People@Work**
  - **Quest Personnel**
  - **Skilled Group Ltd**

## **8. CONSIDERATION OF TENDER SUBMISSIONS FOR RECRUITMENT TRAINING & ASSOCIATED SERVICES**

- 2) **delegate authority to the General Manager Corporate Services to sign agreements with Procurement Australia which allows Council to access their panel contract with the aforementioned service providers.**

**Carried.**

### **Report**

#### ***Background***

PA Tender 1410/0618 – Recruitment, Training & Associated Services was advertised across four states and locally via the Herald Sun on Wednesday the 15th June 2011. To ensure that local providers were aware that PA was acting as a tendering agent for these services, on behalf of the City of Greater Geelong, Council placed advertisements in City News on the 18 June 2011.

At the close of submissions 3.00 pm AEDT on Wednesday 20 of July 2011, 130 tenders were received for the 6 categories of services on behalf of twenty-eight (28) Councils.

Ballarat City Council	Hume City Council
Banyule City Council	Knox City Council
Bayside City Council	Manningham City Council
Boroondara City Council	Melbourne City Council
Brimbank City Council	Monash City Council
City of Wodonga	Moreland City Council
Darebin City Council	Mornington Peninsula Shire Council
Geelong City Council	Nillumbik Shire Council
Glen Eira City Council	Port Phillip City Council
Goulburn Murray Water Authority	Stonnington City Council
Greater Dandenong City Council	West Wimmera Shire Council
Hobart City Council	Whitehorse City Council
Hobsons Bay City Council	Whittlesea City Council
Horsham Rural City Council	Yarra City Council

#### ***Discussion***

Council is required to tender out this service contract as part of its obligations under the Local Government Act. When considering its options Council was made aware that PA were undertaking a tender for Recruitment, Training and Associated Products and Services (Tender 1410/0618) on behalf of various Councils participating in the tender.

Council determined that the benefits of the PA collaborative purchasing approach are economies of scale achieved by grouping together with other Councils, attracting quality submissions, reduced administration costs and a larger pool of companies with agreed rates and services to select from. Council determined this methodology was preferable to undertaking its own tender process. Therefore PA was selected to act as Councils Tendering Agent for the Provision of Temporary Recruitment Services.

## 8. CONSIDERATION OF TENDER SUBMISSIONS FOR RECRUITMENT TRAINING & ASSOCIATED SERVICES

Tenders were assessed based on the respondent's performance or tender response in the following areas for Regional Councils:

Criteria	Weighting
Compliance with Specification	50%
Customer Focus	
Contractors Performance	
Corporate Social Responsibility Profile (Corporate Governance, Social Impact, Environmental Impact, Workplace Practices)	
Locality & Serviceability	10%
Price (Overall Best Value)	40%
	100%

The tender submissions associated with this service were evaluated by a panel consisting of PA staff and associated representatives. Council was not represented on the PA evaluation panel but undertook due diligence activities on the recommended service providers. Listed are the City Of Greater Geelong members who undertook their own internal evaluation of the tender process undertaken by PA:

CoGG Panel Members	
Chris Treble	Co-ordinator Remuneration, Organisation Development Department (voting member)
Howard Oorloff	Manager Organisation Development (voting member)
Tony Kerr	Co-ordinator Procurement Services (non voting)
Peter Walker	Senior Contracts Officer (non voting)

At the conclusion of the evaluation the following companies were recommended as the preferred panel providers for the Provision of Temporary Recruitment Services for the City of Greater Geelong.

Tenderer
Direct Recruitment
Hays Specialist Recruitment (Australia) Pty Ltd
MEGT (Australia) Ltd
People@Work
Quest Personnel
Skilled Group Ltd

The six (6) preferred tenderers are readily accessible by Council with offices within the Geelong Region.

## **8. CONSIDERATION OF TENDER SUBMISSIONS FOR RECRUITMENT TRAINING & ASSOCIATED SERVICES**

Council is aware that all its temporary staff requirements may not be able to be satisfied by the recommended contracted panel. If circumstances arise CoGG has the ability to utilise the other selected companies under the PA Contract.

Direct Recruitment, MEGT (Australia) Ltd, People@Work and Skilled Group Ltd are currently contracted by CoGG. Hays Specialist Recruitment (Australia) Pty Ltd and Quest Personnel are new Geelong based companies. The evaluation panel is satisfied that all companies have the required skills, resources and capacity to successfully undertake the contracted services.

### ***Environmental Implications***

Any environmental implications associated with this contract will arise from the execution of this service / works. It is considered that these are the responsibility of the Contractor and will be managed through the contract documentation.

### ***Financial Implications***

This is a schedule of rates tender whereby services will be drawn from recurrent budgets throughout the term of the contract - three [3] years with two (2) x one (1) year options to extend.

The estimated budget for the Provision of Temporary Recruitment Services is approximately \$5M per annum over the term of the contract.

### ***Policy/Legal/Statutory Implications***

The requirements of Section 186 of the Local Government Act have been complied with for this tender. There is no other policy, legal or statutory implications associated with this tender process.

### ***Officer Direct or Indirect Interest***

No officers or contractors involved in the preparation of this report have a direct or indirect interest in matters to which this report relates.

### ***Risk Assessment***

There are not considered to be any risks associated with the acceptance of this tender that cannot be managed through the contract conditions.

### ***Social Considerations***

There are no social implications that will arise from the acceptance of this tender.

### ***Communications***

There are no communication issues that will arise from the acceptance of this tender.

## **NOTICE OF MOTION – Cr Macdonald**

### **LOCAL GOVERNMENT NBN SUMMIT 2012 – CONFERENCE REPORT**

#### **Background**

The City has actively pursued the opportunity for early roll-out of the National Broadband network to Geelong and our region generally. On 29 March 2012, NBN Co announced that Geelong had been included in the national three year roll-out plan.

On that day Cr Rod Macdonald attended a Local Government conference that was held in Sydney. The aim of the conference was to provide an update to Councils on the current progress of the project and provided case studies from regions, cities and towns who were early participants in the fibre optic rollout.

A local government initiative, the Broadband Today Alliance, of which the City of Greater Geelong is a member, conducted the conference and it also included contributions from NBN Co, an advocate from the Federal Department of Broadband, Communication and the Digital Economy (DBCDE), regional Mayors and Senior Council Officers.

Cr Macdonald has prepared a report on the conference including recommended actions. A copy of the report is tabled with this Notice of Motion. A previous report from another related conference, Building the Broadband Economy 2011, was tabled at Council in July 2011. The recommendations approved by Council at that time remain current.

It was apparent from the March conference that community engagement – with the business sector and the broader community, are particularly important for a successful introduction to this technology. Hence the inclusion of a recommendation on this issue. Funding for this initiative is included in the Council budget in the NBN Advocacy Project.

**Cr Macdonald moved, Cr Richards seconded -**

**That Council:**

- 1) receive the report and make it available on the Council website;**
- 2) plan and commence the delivery of a City of Greater Geelong Community Engagement Program within the next three month.**

**Carried.**

**Report to Council  
2012 Local Government NBN Summit  
held in Sydney, 29 March 2012  
by Cr Rod Macdonald**

**Background**

This Summit was held in Sydney and was attended by a broad cross section of Local Government representatives from across Australia. The aim of the conference was to provide a 'snap shot' of the progress of the NBN rollout and to provide case studies of the activities and preparation undertaken by councils in relation to NBN. It was also the day that the 3 year NBN rollout plan was announced. As reported, Geelong was included in this stage and it is planned to begin in September 2013.

Broadband Today Alliance (BTA), of which the City of Greater Geelong is a member, was the organisation leading the conference. BTA was formed, initially, to represent the interests of a small group of southern Queensland Councils, but has now increased its membership to include 120 local governments (representing approximately 6.5 million people) and 35 affiliate organisations.

Further information relating to the activities of the broadband Today Alliance can be found at [www.broadbandtoday.com.au](http://www.broadbandtoday.com.au)



**Preparing regions for Fibre roll out**

The morning session commenced with a presentation from NBN Co's Trent Williams, General Manager of External Affairs.

Trent discussed key aspects of the progress of the NBN rollout and detailed some of the learnings from the first sites and how the various priorities were being developed for the progression of this national project.

Importantly, NBN Co regards the participation of local government as critical to the successful introduction of the service. This ranges from relevant permit issue, sharing of data on service location, information relating to any environmentally sensitive areas, identification of heritage conservation areas and access to zoning maps and planning controls. Advice regarding major development proposals is also important.

Note: In Geelong this last point is particularly relevant as we currently have many new greenfield subdivision sites either approved or identified in the planning process. These new developments contain approximately 50,000 blocks.

Matthew Schultz, Regional Digital Economy Co-ordinator at Ipswich Council, presented on the progress of the NBN rollout in their city. Ipswich was chosen as a stage 1 rollout site. Matthew is also co-chair of the Broadband Today Alliance.

The experience of Ipswich is important. As an early rollout site there is much to be learned from them. The provision of information to NBN Co is a significant responsibility and to expedite the fibre installation an internal structure which is aware of what is required and is

ready to assist is essential. Ipswich also produced an extensive Business Case for setting up what is necessary to be NBN ready as a city. The Geelong digital strategy would ideally contain this information.

Council also needs to sign up for approval of the physical infrastructure installation, including road-side cabinets, land activity and access notice

Other issues that council needs to work through include: traffic management plans, waste disposal - under boring waste, disposal of spoil material, storm water from Telstra manholes and parking permits for construction.

In transitioning to a digital economy there are a number of challenges to consider: an aging population, declining productivity, increasing urbanisation, globalisation and how to strengthen and diversify regional economies. A successful city will include these issues in their future planning. Early adoption, broadly across a region, will also confer benefits for early adopters. A rapid take up of services and the creation of new businesses can be an attractor for others to relocate to the region and gain a competitive advantage as a 'smart city'.

We can see already that a growing uptake in cloud computing and exponential increases in mobile and wireless computing is changing the demand for data distribution and storage. If you consider just the impact that cloud computing, for example, will have on the data capacity of existing networks, the need for a fibre-optic system is clearly apparent.

Community and business education around the impacts and benefits of the new high speed fibre technology are at the top of the list of ongoing challenges for local government.

Ipswich have identified a digital economy action project; gathering data from around the city to assess the readiness of business and the community to adopt the technology. Matt Schultz stated that he believed that they need an evidence base to enable them to assess that readiness and look at what work is needed.

### **NBN and the Digital Economy**

#### **A Broad Perspective - what can we do with the technology?**

A late morning session of presentations gave a broad perspective of NBN and the digital economy. Anthony Godden (NBNSCo - Territory Manager, Qld New Developments), Michael Whereat (Manager Broadband and the Digital Economy, Sunshine Coast Council), Dave Abrahams (NBN Advocate - DBCDE), Brad Howarth (Author of "A faster future") each made presentations and answered questions from conference participants.

The theme of discussions were that access to the internet was becoming faster, cheaper and more portable, with massive exponential growth in data traffic. Brad Howarth emphasised that "It's not about the technology. It's what we can do with the technology".

#### **Benefits for a Regional Australia**

Most importantly - it levels the playing field for regional Australia. The work force portability of skills across the world will enable us to compete in a global market place.

(Note: At the same time we must realise now that we are in a global market place).

Teleworking now forms only a few percent of work force. In the next few years this will expand rapidly. The federal government's digital strategy has a goal that by 2020, 12% of employees having a teleworking arrangement with their employers. This will change the way people decide where to live. A regional home (and lifestyle) connected to the world market will be a reality for many more people.

### **Regional Experiences**

#### **Local leaders discuss progress**

In the afternoon session, the focus was on the NBN rollout and the development of broadband strategies for regional communities. Speakers included: Tony Brun (CEO, City of Greater Geraldton), Peter Forbes (Manager PR Marketing & Tourism, Moorabool Shire), Peter Francis (Economic Development Manager Bass Coast Shire). Further experiences of NBN roll-out and advice was presented by Brian Hales (Economic Development Advisor, City of Onkaparinga), David Lynch, (Manager Economic Development and Strategic Projects, Townsville City Council) and Sandra McCarthy (Mayor, Kiama Municipal Council).

#### **Geraldton - exploiting technology opportunities**

It was clear that there was a variable level of knowledge and progress across each of these regions. Geraldton, in particular, were working very hard to gain advantages for their region. Large scale wind and solar power 'farms' are part of this strategy. They are also involved on the bid for the "International Square Kilometer Array program (SKA)<sup>(1)</sup>", the world telescope project. Australia is currently among several countries bidding to host the system. It is envisaged to be completed by 2020. Significant data back haul capacity has been put into Geraldton and this (and more I would think) would be required to handle the data from the telescope. Tony Brun stated that when the telescope was turned on, more data would be produced in the first 30 seconds than has been passed over the internet since its inception. The computing power to process this data is also yet to be built. (note: we wish Geraldton every success with this bid).

( Note: The efficient management of power grids and in particular the management of variable supplies such as wind and solar is critical in maximising the value of the power generated. Smart grid technology can now be driven through the utilisation of fibre-optic technology. Some experts say the savings in power management across the country, alone, will pay for the NBN, just as it has done so in other countries<sup>(2)</sup>.

For example, the fibre optic infrastructure rolled out to every home and business in Chattanooga (Tennessee, USA) was achieved with this benefit being the initial purpose for the project. Victor Harbour in South Australia is also setting up a smart grid to manage the supply of locally generated power.)

1. [www.atnf.csiro.au/projects/ska/](http://www.atnf.csiro.au/projects/ska/)

2. Nick Ross, <http://www.abc.net.au/technology/articles/2012/04/27/3490479.htm>

### **Bacchus Marsh experience**

With Bacchus Marsh in the early rollout area, the Moorabool Shire's experience was also worth noting. Peter Forbes highlighted several main points. Strong business connections were the key to educating people and communication was the key to change. His main recommendations are:

1. develop a Broadband/digital plan,
2. Engage your organisation early,
3. talk benefits, not technology,
4. focus on knowing your community's needs,
5. manage expectations of roll-out timing,
6. educate your community on NBN now - what you can use it for when you get it, and
7. encourage local advocates

The views of other speakers in this session supported the approach of Moorabool Shire.

### **Local libraries play a role in public awareness**

It also emerged that local libraries were widely utilised to reach the broader community during public education campaigns. Townsville have employed a full time trainer for 2 years to drive their program. Other approaches have included using young people to run training sessions at libraries for older residents. In Kiama, courses are conducted at a school with students teaching seniors how to operate iPads. Courses have also included on-line shopping and cloud computing.

At Kiama these public training sessions have a two month waiting list. The value of the connection between the older and younger generations is readily apparent. Along with this approach to learning there has been a great uptake in adding oral and video content to historical and heritage collections.

### **Recommendations**

The City of Greater Geelong has developed a broadband advocacy project and engaged with both the federal government and NBN Co. Having been included in the NBN rollout in 2013, now is the time to move to the next stage of advocacy and engage with both the business and broader community as part of the education process and to ensure that we take advantage of the benefits that will come through the early fibre roll-out. This is supported by the experience of communities who have received the technology and responded quickly. Others who have not done so have lost that advantage.

1. Establishment of a digital strategy and program for engagement with both public and the business communities,
2. Engage early with NBN Co to establish the information required from council to support the smooth roll-out of the fibre network,
3. Commit resources to facilitate the adopted strategies, and
4. Continue as an active member of the Broadband Today Alliance to keep council at the forefront of developments and progress of the NBN project.

*Cr Fisher declared an Indirect Interest in the Notice of Motion in relation to State Government Funding Changes in that she is a student of the Gordon and left the meeting room at 7.50pm.*

*Stephen Griffin, Chief Executive Officer, declared an Indirect Interest in the Notice of Motion in relation to State Government Funding Changes in that he is a Board Member of the Gordon and left the meeting room at 7.50pm..*

## **NOTICE OF MOTION – Cr Farrell**

### **STATE GOVERNMENT FUNDING CHANGES – IMPACT ON TECHNICAL & FURTHER EDUCATION (TAFE)**

#### **Background**

The Victorian State Government recently announced funding cuts to public and private training organisations. The funding changes were targeted at reducing the hourly payment received by training organisations. The TAFE sector also had specific payments made to them as a public TAFE provider removed.

TAFE organisations estimate that the impact of the funding changes could result in a 25% decrease in funding received from the State Government to support their operations. The Gordon TAFE in Geelong estimates the impact of the funding cuts will see a \$14.6M pa reduction in funding for the Gordon. As a consequence the Gordon has foreshadowed potential staff and course reductions. Course funding has been reduced in areas including lower level certificates below Certificate III in business, finance, events management, recreation and fitness. Transition plans in regards to the funding changes are being prepared by the TAFE providers to outline their responses and actions to manage the change.

The State Government maintain that there has been significant growth in recent years of private providers beyond the TAFE system with over 500 providers offering government funding across the State with an expansion in enrolments of 44% over recent years.

Provision of a diverse range of training programs through TAFE and other training providers is seen as a key contributor to Geelong's economic and social wellbeing. Access to TAFE courses is important to both young people who plan to enter the workforce as well as mature age students wishing to up-skill or re-skill for new job options. The Gordon TAFE provides for over 19,000 students each year and has 800 staff.

**Cr Farrell moved, Cr Richards seconded -**

**That Council write to the Premier, Ted Baillieu, and the Higher Education and Skills Minister, Peter Hall, expressing its concerns in regards to budget cuts to the TAFE sector and seek review of the proposed changes to minimise impact on institutions such as the Gordon TAFE, its students and staff.**

**Carried.**

Division Requested:

For: Crs Doull, E Kontelj, Nelson, Granger, Mitchell, Farrell, Abley, Macdonald, Richards

**Carried Unanimously.**

*(Crs Harwood, S Kontelj and Fisher were not present and therefore did not vote).*

*Cr Fisher and S Griffin re-entered the meeting room at 8.07pm.*

## **COMMON SEAL REGISTER**

**Cr Abley moved, Cr Granger seconded -**

**That the following documents be signed and sealed by Council.**

**Carried.**

**1. SECTION 173 AGREEMENT BETWEEN GREATER GEELONG CITY COUNCIL AND PETER JOHN HAYMES AND BRIAN WILLIAM HAYMES FOR 149-151 POWELL STREET EAST, OCEAN GROVE**

<b>Portfolio:</b>	<b>Planning – Cr Macdonald</b>
<b>Source:</b>	<b>Economic Development, Planning &amp; Tourism</b>
<b>General Manager:</b>	<b>Peter Bettess</b>
<b>Property:</b>	<b>149-151 Powell Street East, Ocean Grove</b>
<b>Application No:</b>	<b>1477/2010</b>

### **Officers' Comments**

This Agreement pursuant to Section 173 of the Planning and Environment Act 1987 was required by Conditions 11 and 14 of Planning Permit No. 1477/2010 issued on 19 August 2011, which allowed the construction of five (5) double storey dwellings and a five (5) lot subdivision.

The purpose of the Agreement is to register obligations relating to a pump system for the site.

This Agreement has been peer reviewed by one of Council's panel solicitors.

### ***Owner's Obligations***

- a) In the event of any operational difficulties with the pump system, it is the responsibility of the land owner to rectify these difficulties;
- b) Any pump system is to be replaced by gravity discharge if and when available, and if directed by the Responsible Authority, at the land owner's full cost.

### ***Council Obligations***

Nil

**2. SECTION 173 AGREEMENT BETWEEN GREATER GEELONG CITY COUNCIL AND SLAVKO CHARLES LLJEVSKI FOR 21 CHAUCER STREET HAMLYN HEIGHTS**

<b>Portfolio:</b>	<b>Planning – Cr Macdonald</b>
<b>Source:</b>	<b>Economic Development, Planning &amp; Tourism</b>
<b>General Manager:</b>	<b>Peter Bettess</b>
<b>Property:</b>	<b>21 Chaucer Street, Hamlyn Heights</b>
<b>Application No:</b>	<b>1144/2011</b>

**Officers' Comments**

This Agreement pursuant to Section 173 of the Planning and Environment Act 1987 was required by Condition 2 of Planning Permit No. 1144/2011 issued on 30 November 2011 which allowed the subdivision of land into Two (2) lots.

The purpose of the Agreement is to register on title that unless otherwise approved in writing by the Responsible Authority, prior to the issue of a Statement of Compliance:

All development to be in accordance with the endorsed plans forming part of Planning Permit 1326/2010 (or any amendment to that permit) or any subsequent Planning Permit.

This Agreement has been peer reviewed by one of Council's panel solicitors.

***Owner's Obligations***

The owner is obliged to develop each of the lots in accordance with the endorsed plans forming part of Planning Permit 1326/2010 (or any amendment to that permit) or any subsequent Planning Permit.

***Council Obligations***

Nil

**3. SECTION 163 AGREEMENT BETWEEN GREATER GEELONG CITY COUNCIL AND MARCUS JEREMY FALCONER FOR 26 MERCER PARADE NEWTOWN**

<b>Portfolio:</b>	<b>Planning –Cr Macdonald</b>
<b>Source:</b>	<b>Economic Development, Planning &amp; Tourism</b>
<b>General Manager:</b>	<b>Peter Bettess</b>
<b>Property:</b>	<b>26 Mercer Parade, Newtown</b>
<b>Application No:</b>	<b>BP 4714/2010</b>

**Officers' Comments**

This Agreement pursuant to Section 163 of the Building Act 1993 was the requirement of a determination of Building Appeals Board Hearing dated 17 June 2010.

The purpose of the Agreement is to register obligations relating to the construction of a dwelling on land liable to flooding, subject to the following special recommendations:

1. The floor level of all enclosed buildings except Class 10 buildings being constructed at a minimum height of 400mm above the highest natural surface level on the dwelling envelope.

This Agreement has been peer reviewed by one of Council's panel solicitors.

***Owner's Obligations***

- a) The maintenance of the system is the owner's responsibility;
- b) That the Council is not liable as a result of flooding of the dwelling and garage on the property.

***Council Obligations***

- a) Lodge a copy of the agreement with the Board;
- b) Give notice to the Board if the agreement lapses;
- c) Enter a record or memorial of the agreement (as the case may be) on the title or memorial to the land.

**4. SECTION 173 AGREEMENT BETWEEN GREATER GEELONG CITY COUNCIL AND CYD PTY LTD FOR 10-12 CARRAMAR COURT, HIGHTON**

<b>Portfolio:</b>	<b>Planning – Cr Macdonald</b>
<b>Source:</b>	<b>Economic Development, Planning &amp; Tourism</b>
<b>General Manager:</b>	<b>Peter Bettess</b>
<b>Property:</b>	<b>10-12 Carramar Court, Highton</b>
<b>Application No:</b>	<b>1091/2010</b>

**Officers' Comments**

This Agreement pursuant to Section 173 of the Planning and Environment Act 1987 2011 which allowed a two (2) lot subdivision.

The purpose of the Agreement is to register on Title that any development on Lot 2 will be catered for by a pump system if the existing 100mm pipe is to be utilised as the legal point of discharge for Lot1.

This Agreement has been prepared by one of Council's panel solicitors.

***Owner's Obligations***

The owner covenants and agrees with the Council that:

- i) It must install the Pump System on the Lot 2 Land at its own cost, and to the satisfaction of the Council, if the existing 100 millimetre pipe on the Land is utilised as set out in condition 6(c) of the Permit; and
- ii) In the event that there are any operational difficulties with the Pump System, the Owner shall at its cost and at the direction of Council, rectify those difficulties to the satisfaction of Council.

***Council Obligations***

Nil.

**5. TRANSFER OF LAND: RW & MM ANDERSON TO GREATER GEELONG CITY COUNCIL**

<b>Portfolio:</b>	<b>Finance – Cr Harwood</b>
<b>Source:</b>	<b>City Services – Engineering Services</b>
<b>General Manager:</b>	<b>Gary Van Driel</b>
<b>Property:</b>	<b>41 Geelong Road, Barwon Heads</b>

**Officers' Comments**

In order to facilitate the construction of footpath at the south-west corner of the intersection of Geelong Road and Barwon Heads Road, Barwon Heads, it is necessary to purchase 13.4 sq metres from the existing title. Negotiations and agreement with the owners has been completed and the land is to be transferred at no cost, excepting Council paying administrative and legal costs.

***Owner's Obligations***

The owner is required to provide its title to Council for amendment.

***Council Obligations***

The Council is required pay all costs associated with the transfer.

**6. TRANSFER OF LAND FROM JAEMAX PTY LTD OF WETLAND RESERVE  
SITUATED AT 1- 3 ASHWOOD CLOSE, OCEAN GROVE**

**Portfolio:** Infrastructure, Parks & Gardens – Cr Richards  
**Source:** Corporate Services – Corporate Strategy & Property  
Management  
**General Manager:** Jeff Wall  
**Property:** 1 – 3 Ashwood Close, Ocean Grove

**Officers' Comments**

This Council issued Planning Permit 387/2002 (Permit) to Jaemax Pty Ltd (Jaemax) to enable the residential development of land owned by Jaemax at Kingston Downs Drive, Ocean Grove.

The Permit required Jaemax to construct (at its own cost) a wetland reserve which was to serve as a key drainage and stormwater function for the locality. The wetland reserve is contained in Certificate of Title Volume 10914 Folio 303 and is still registered in the name of Jaemax. Council's Parks and Environment Units have maintained the wetland reserve (and its associated infrastructure) since it was constructed despite Council not having invested any capital to the construction of the reserve and no formal handover having taken place. It has, for all intents and purposes, operated as a municipal reserve since 2006.

When the original Plan of Subdivision creating the parcel of land which the reserve is contained in was registered, that piece of land (being Lot A on Plan of Subdivision PS506615R) was created as a lot on the Plan, rather than a municipal reserve which would have automatically vested in Council upon the registration of the Plan of Subdivision.

Jaemax has now requested that Council take a transfer of the land so that legal ownership and control of that parcel of land vests with Council.

No monetary consideration is passing between the parties to affect the transfer of the land to Council.

***Owner's Obligations***

There are no ongoing obligations for Jaemax.

***Council Obligations***

Council will continue to have the ongoing maintenance responsibility for the wetland reserve as it has to date.

**7. SECTION 173 AGREEMENT BETWEEN GREATER GEELONG CITY COUNCIL AND ALEXANDER SEMIANIW AND JENNIFER LOUISE ADAMS FOR 17 CURTIN STREET, BELL PARK**

<b>Portfolio:</b>	<b>Planning – Cr Macdonald</b>
<b>Source:</b>	<b>Economic Development, Planning &amp; Tourism</b>
<b>General Manager:</b>	<b>Peter Bettess</b>
<b>Property:</b>	<b>17 Curtin Street, Bell Park</b>
<b>Application No:</b>	<b>416/2010</b>

**Officers' Comments**

This Agreement pursuant to Section 173 of the Planning and Environment Act 1987 was required by Condition 10 of Planning Permit No. 416/2010 issued on 29 October 2010 which allowed Development of Second Dwelling and Two (2) Lot Subdivision

The purpose of the Agreement provides for all development to be in accordance with the endorsed plans forming part of Planning Permit 416/2010 (or any amendment to that permit) or any subsequent Planning Permit for the abovementioned site. Before construction commences on site for the dwelling, application must be made to the Registrar of Titles to register the Section 173 Agreement on Title to the land under Section 181 of the Act.

This Agreement has been peer reviewed by one of Council's panel solicitors.

***Owner's Obligations***

The owner of the land must enter into an agreement with the Responsible Authority pursuant to Section 173 of the Planning and Environment Act 1987 to the satisfaction of the Responsible Authority which provides for all development to be in accordance with the endorsed plans forming part of Planning Permit 416/2010 (or any amendment to that permit) or any subsequent Planning Permit. The owner must pay the costs of preparation, execution and registration of the agreement and the agreement must be registered on the newly created title/s. The Section 173 Agreement may be ended by the Responsible Authority at the written request of the owner and at no cost to Council.

***Council Obligations***

Nil

## **ASSEMBLY OF COUNCILLORS RECORD**

**Portfolio:** Democracy and Governance – Cr Mitchell  
**Source:** Corporate Services  
**General Manager:** Jeff Wall

### **Summary**

- Section 80A (2) of the Local Government Act 1989 requires the record of an Assembly of Councillors be reported to the next practicable Ordinary Meeting of Council.
- A record of Assembly of Councillors meeting(s) is attached as an Appendix to this report.

**Cr Granger moved, Cr Fisher seconded -**

**That the information be received.**

**Carried.**

**RECORD OF ASSEMBLIES OF COUNCILLORS  
(Council Meeting 22 May 2012)**

Assembly Details	Councillor Attendees	Officer Attendees	Matters Discussed	Conflict of Interest Disclosures
Waste Management Project Control Group <b>15 May 2012</b>	Cr Doull	S Griffin (CEO) G Van Driel (GM) M Dougall (ACT MGR) S Adams (CO ORD) S Middleton (CO ORD)	<ul style="list-style-type: none"> <li>• Waste Management Strategy 2012-2016 Draft Position Paper April 2012</li> </ul>	Nil.
Councillor Briefing <b>15 May 2012</b>	Crs Abley, Doull, Farrell, Fisher, Granger, Harwood, E Kontelj, Macdonald, Mitchell	S Griffin (CEO) P Bettess (GM) G Van Driel (GM) D Frost (GM) J McMahon (GM) J Wall (GM) T Demeo (MGR) S Prosser (OFF) R Bourke (CO ORD)	<ul style="list-style-type: none"> <li>• International Day Against Homophobia</li> <li>• Elcho Channel Upgrade SRC322 – Intention to Declare Special Charge</li> <li>• Vision 2 Update</li> <li>• Bailey Street, Grovedale – Road Construction – Proposed Footpath, Kerb and Channel and Road Construction SRC318 – Intention to Declare</li> <li>• Amendment C186 – Former LeisureLink Site, Highton – Consideration of Submissions</li> <li>• Emergency Management – Township Protection Plans</li> <li>• Emergency Management – Neighborhood Safer Places</li> <li>• Councillor Community Grants Program 2011/2012 – Summary of Allocations 1 January to 31 March 2012</li> <li>• Consideration of Tender Submissions for Recruitment Training and Associated Services</li> <li>• Financial Management Report – March 2012</li> </ul>	Nil.

## **PLANNING DELEGATIONS – APRIL 2012**

**Portfolio:** Planning - Cr Macdonald  
**Source:** Economic Development, Planning & Tourism - City Development  
**General Manager:** Peter Bettess  
**Index Reference:** Delegation

### **Summary**

- Section 98 of the Local Government Act 1989 and section 188 of the Planning and Environment Act 1987 empower Council to delegate its powers, duties and functions under relevant legislation to members of Council staff.
- Council may also delegate to committees comprising Councillors and staff or a combination of both, pursuant to sections 86 and 87 of the Local Government Act and section 188 of the Planning and Environment Act.
- At its meeting on 13 March 2007 Council established a Planning Committee and a Development Hearings Panel with delegated powers to determine upon any development applications which have been the subject of an objection or in circumstances where officers have recommended refusal of the application.
- At its meeting on 23 September 2008 Council adopted a recommendation to allow Officers (restricted to Manager, Coordinator and Team Leader level) the ability to consider and approve applications with five or less objections.
- The appendix to this report contains a schedule of all applications determined under these delegations.

**Cr Macdonald moved, Cr Abley seconded -**

**That the information be received.**

**Carried.**

**PLANNING DECISIONS REPORT – APRIL 2012**

<b>App Number</b>	<b>Location</b>	<b>Application Type</b>	<b>Decision Date</b>	<b>Description</b>	<b>Authority Description</b>
1229/2011	26 Bluff Road, St Leonards	Construction of Four (4) Dwellings	5-Apr-2012	Notice of Decision to Grant a Planning Permit	Development Hearings Panel
1361/2011	1/75 High Street, Belmont	Construction of Alterations and Additions to an Existing Commercial Building and Waiving of Car Parking	20-Apr-2012	Notice of Decision to Grant a Planning Permit	Development Hearings Panel
1363/2011	46 Wyndham Street, Drysdale	Change of Use to Medical Centre, Buildings and Works Associated with the Construction of Car Park and Display of Business Identification Signage	20-Apr-2012	Notice of Decision to Grant a Planning Permit	Development Hearings Panel
1484/2011	80 Noble Street, Newtown	Construction of 3 x Double-Storey Dwellings	20-Apr-2012	Informal Refusal (not to support application at VCAT)	Development Hearings Panel
1552/2011	27 & 29 Sugargum Drive, Waurin Ponds	Subdivision of the Land into Three (3) Lots	20-Apr-2012	Refusal to Grant a Planning Permit	Development Hearings Panel
485/2011	25 Scott Street, Belmont	Demolition of the Existing Dwelling and Outbuildings, Construction of Two (2) Double Storey Dwellings and Front Fence, and Subdivision of the Land into Two (2) Lots	5-Apr-2012	Notice of Decision to Grant a Planning Permit	Development Hearings Panel
65/2012	32 Station Street, Drysdale	Five (5) Lot Staged Subdivision	20-Apr-2012	Notice of Decision to Grant a Planning Permit	Development Hearings Panel
1326/2011	290 Pakington Street, Newtown	Construction of a Dwelling over 7.5m in height	18 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 2 objectors

**PLANNING DECISIONS REPORT – APRIL 2012**

1357/2011	18 Park Street, Portarlinton	Construction of a Second Dwelling on a Lot and Two (2) Lot Subdivision	30 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 2 objectors
1412/2011	9 Toyne Avenue, Hamlyn Heights	Construction of Four (4) Dwellings	4 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 2 objectors
1460/2011	6 Markham Drive, Ocean Grove	Construction of Three (3) Dwellings and Three (3) Lot Subdivision	23 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 4 objectors
1482/2011	6 Hogan Drive, Barwon Heads	Construction of Two Dwellings and a Two Lot Subdivision	26 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 4 objectors
1502/2011	5 Spring Street, Geelong West	Construction of a Front Fence, Garage and Extension to a Dwelling on a Lot less than 300m <sup>2</sup>	26 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 1 objector
1503/2011	2/29 Bluff Road, St Leonards	Construction of Two Dwellings (double storey) and Two Lot Subdivision	23 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 3 objectors
1524/2011	2 Bloomsbury Street, Newtown	Use and development of a two storey office building	27 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 1 objector
447/2011	181-189 Shell Road, Ocean Grove	Use and Development of an Aged Care Facility and a Retirement Village Comprising 59 Single Storey Independent Units with a Double Storey Communal Building together with Associated Accessways, Carparking and Landscaping and the removal of native vegetation	3 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 3 objectors

**PLANNING DECISIONS REPORT – APRIL 2012**

706/2011	17 Pevensey Crescent, Geelong	Partial Demolition and Alterations and Additions to an Existing Dwelling, External Painting and Construction of a Fence	4 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 4 objectors
1208/2009./A	96 West Fyans Street, Newtown	Construction of (3) Dwellings, the Subdivision of land into Three (3) Lots and the Creation of an Access to a Road to a Road Zone	24 April 2012	Notice of Decision to Grant a Planning Permit	Delegated Authority - 1 objector

## **CLOSE OF MEETING**

As there was no further business the meeting closed at 8.08pm. Tuesday, 22 May 2012.

**Signed:** \_\_\_\_\_  
**Chairperson**

**Date of Confirmation:** \_\_\_\_\_