



MANSFIELD SHIRE

High Country, Lakes and Rivers

COUNCIL MEETING

TUESDAY, 16 March 2021

**Notice and Agenda of meeting
livestreamed via the
[Mansfield Shire Council website](#)**

Commencing at 5.00pm

Our aspiration for our Shire and its community

We live, work and play in an inclusive, dynamic and prosperous place where community spirit is strong and people are empowered to engage in issues that affect their lives.

Councillors:

Cr Mark Holcombe (Mayor)
Cr James Tehan (Deputy Mayor)
Cr Steve Rabie
Cr Paul Sladdin
Cr Rohan Webb

Officers:

*Chief Executive Officer:
General Manager Infrastructure and Planning
General Manager Community and Corporate Services*

*Kaylene Corrick
Kirsten Alexander
Chris Snook*



MANSFIELD SHIRE COUNCIL

Order of Business

1. OPENING OF THE MEETING

The Mayor, who chairs the meeting, will formally open the meeting and welcome all present.

2. PRESENT

Where a meeting is held virtually, Councillors will confirm that they can see and hear each other.

3. APOLOGIES

Where a Councillor is not present, his/her absence is noted in the Minutes of the meeting.

4. STATEMENT OF COMMITMENT

The Council affirms its commitment to ensuring its behaviour meets the standards set by the Mansfield Shire Councillor Code of Conduct and Councillor Charter.

5. ACKNOWLEDGEMENT OF COUNTRY

The Council affirms its recognition of the Taungurung people being traditional owners of this area, and pays respect to their Elders past and present.

6. DISCLOSURE OF CONFLICTS OF INTEREST

In accordance with the *Local Government Act 2020*, a Councillor must declare any Conflicts of Interest pursuant to sections 126 and 127 Act in any items on this Agenda.

Council officers or contractors who have provided advice in relation to any items listed on this Agenda must declare a Conflict of Interest regarding the specific item.

7. CONFIRMATION OF MINUTES

The minutes of the previous meeting are placed before Council to confirm the accuracy and completeness of the record.

8. REPRESENTATIONS

Council receives or presents acknowledgements to the general public. Deputations may also be heard by members of the general public who have made submission on any matter or requested to address the Council. Council may also receive petitions from residents and ratepayers on various issues. Any petitions received since the previous Council meeting are tabled at the meeting and the matter referred to the appropriate Council officer for consideration.

9. NOTICES OF MOTION

A Motion is a request (Notice of Motion) that may be made by a Councillor for an issue not listed on the Agenda to be discussed at a Council meeting and for a decision to be made.

10. MAYOR'S REPORT

The Mayor provides a report on his activities.

11. REPORTS FROM COUNCIL APPOINTED REPRESENTATIVES

Councillors appointed by Council to external committees will provide an update where relevant.

12. PUBLIC QUESTION TIME

Councillors will respond to questions from the community that have been received in writing, by midday on the Monday prior to the Council meeting. A form is provided on Council's website.



13. OFFICER REPORTS

13.1 The Chief Executive Officer will provide a status update to the Council for each Department.

13.2-13.7 Officer reports are presented to the Council, where required.

Detailed reports prepared by officers from the Infrastructure and Planning Directorate are considered by the Council. This includes reports from the following Departments:

- Planning and Environment
- Operations and Capital Works
- Community Safety
- Field Services

A Council position is adopted on the matters considered.

Detailed reports prepared by officers from the Community and Corporate Services Directorate will also be considered by the Council:

- Business and Performance
- Community Health and Wellbeing
- Community and Economic Development
- Governance and Risk

A Council position is adopted on the matters considered.

14. ASSEMBLY OF COUNCILLORS

An assembly of Councillors is referred to in Council's Governance Rules as a "meeting conducted under the auspices of Council" meaning a meeting of the kind described in section 131(1) of the Act, and includes a meeting referred to in Rule 1 of Chapter 6 (whether such a meeting is known as a 'Councillor Briefing' or by some other name);

A written record of each assembly is held by Council and is available for public inspection.

15. COUNCIL RESOLUTIONS REPORT

Council reviews the outstanding actions arising from resolutions from previous Council meetings.

16. ADVISORY AND SPECIAL COMMITTEE REPORTS

Council considers reports from Advisory Committees that Councillors represent Council on.

17. AUTHORISATION OF SEALING OF DOCUMENTS

Any documents that are required to be endorsed by the Chief Executive Officer under delegated authority and sealed by the Council are presented to the Council.

18. CLOSURE OF MEETING TO MEMBERS OF THE PUBLIC

Whilst all Council meetings are open to members of the public, Council has the power under the *Local Government Act 2020* to close its meeting to the general public in certain circumstances which are noted where appropriate on the Council Agenda. Where this occurs, members of the public are excluded from the meeting while the matter is being discussed.

19. PRESENTATION OF CONFIDENTIAL REPORTS

20. REOPEN MEETING TO MEMBERS OF THE PUBLIC

The Mayor will reopen the meeting to members of the public.

21. CLOSE OF MEETING

The Mayor will formally close the meeting and thank all present for attending.



MANSFIELD SHIRE

COUNCIL MEETING TUESDAY, 16 March 2021

AGENDA

MANSFIELD SHIRE COUNCIL
Livestreamed to members of the public via the
[Mansfield Shire Council website](https://www.mansfieldshirecouncil.vic.gov.au/)
5.00pm

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MANSFIELD SHIRE

COUNCIL MEETING

TUESDAY, 16 March 2021

AGENDA

MANSFIELD SHIRE COUNCIL
Livestreamed to members of the public via the
[Mansfield Shire Council website](#)
5.00pm

1. OPENING OF THE MEETING

2. PRESENT

The Chair will call on each Councillor and ask them to confirm verbally that they can see all Councillors and hear the proceedings:

- Councillor Rabie
- Councillor Sladdin
- Councillor Tehan
- Councillor Webb

Councillors will respond to their name with: *"I can hear the proceedings and see all Councillors and Council officers"*.

The Chair will ask each Councillor to confirm by raising their hand that they could all hear each statement of the councillors.

Councillors will raise their hand to acknowledge they can hear each other.

3. APOLOGIES

The Chair will call on the CEO for any apologies.

4. STATEMENT OF COMMITMENT

The Chair will read the statement and call on each Councillor to confirm their commitment:

"As Councillors of Mansfield Shire we are committed to ensuring our behaviour meets the standards set by the Mansfield Shire Councillor Code of Conduct and Councillor Charter. We will, at all times, faithfully represent and uphold the trust placed in us by the community."



5. ACKNOWLEDGEMENT OF COUNTRY

Deputy Mayor James Tehan will recite Council's Acknowledgement of Country:

"Our meeting is being held on the lands of the Taungurung people and we wish to acknowledge them as Traditional Owners. We would also like to pay our respects to their Elders, past and present, and Aboriginal Elders of other communities who may be here today."

6. DISCLOSURE OF CONFLICTS OF INTEREST

The Chair will call on each Councillor in turn and ask them to declare whether they have any conflicts of interest in relation to any agenda items:

- Councillor Rabie
- Councillor Sladdin
- Councillor Tehan
- Councillor Webb

7. CONFIRMATION OF MINUTES

Recommendation:

THAT the Minutes of the Mansfield Shire Council meeting held on 16 February 2021 be confirmed as an accurate record.

8. REPRESENTATIONS

9. NOTICES OF MOTION

Nil.

10. MAYOR'S REPORT

Mayor Mark Holcombe will present the monthly Mayor's report from 17 February to 9 March to the Council as follows:

As a continuation of Councillors induction training and in conjunction with the commencement of the 2021-2022 Budget process Councillors have received a number of briefings from external organisations as well as internal presentations.

On the external side, community organisations such as MASS (Mansfield Autism Statewide Services) provided a full briefing on their "Operation Game Changer" redevelopment programme.

YAFM (Year Round Aquatic Facility for Mansfield) also briefed Councillors on both their past history and forward plans .



10. MAYOR'S REPORT CONT.

The current Council also received their first in depth briefing on the "Mansfield 2040" forward Plan.

This strategy document will direct the anticipated provision of residential, retail and industrial development to meet the long term needs of the Mansfield Shire community.

It is anticipated that the first draft of this strategy will be available for community consultation in March/April.

The Budget process has also commenced with presentations from the Council executive on financial aspects of the business.

A number of Councillors and myself, also attended an online IBAC anti corruption briefing regarding the role of IBAC and identifying various forms of corruption.

Meetings during the month were held with the Chairman of the Mansfield Community Bank to discuss the role it plays in the Community and also with the Chairman of the Mansfield District Hospital Board.

I also met with Mayor Sandice McAulay of Murrumbidgee Shire to discuss the challenges both Shires face and where we may be able to work together. On a similar note I was also lucky enough to meet with the Mayor of Byron Shire who's Shire has been grappling for some years with many of the issues that Mansfield Shire is now confronting.

Deputy Mayor James Tehan, and myself met with the Emergency Management Precinct (EMP) Committee to receive a status update and how the Council may assist in furthering the development of this Precinct.

CEO Kaylene Conrick is also a member of this committee. A letter of support from Mansfield Shire has now been written detailing Council's support in progressing this project to the next stage.

Cr Tehan, along with members of the EMP committee, also met with Victorian politicians Cindy McLeish, our local Member for Eildon and Shadow Ministers Richard Riordan MP and Tim Smith MP to discuss this project.

On the national political front Mansfield Shire and other Shires were represented by the Federal member for Indi, Helen Haines, in a presentation to Federal Treasurer Frydenberg seeking funding on a variety of infrastructure projects.

During the month I was involved in two interviews with ABC radio covering the Shires Climate Action Plan and the Aged Care Service Review.

**Cr Mark Holcombe
Mayor**



10. MAYOR'S REPORT CONT.

Recommendation:

THAT Council receive the Mayor's report for the period 16 February to 9 March 2021.



11. REPORTS FROM COUNCIL APPOINTED REPRESENTATIVES

Councillors appointed by Council to external committees will provide a verbal update where relevant.

COMMITTEE	Responsible Councillor(s)
Australia Day Awards Committee	<ul style="list-style-type: none">Mayor Mark HolcombeCr James TehanCr Steve Rabie
Mansfield Shire CEO Performance and Remuneration Review Reference and Advisory Group	All Councillors
Goulburn Broken Greenhouse Alliance (GBGA)	Cr Rohan Webb
Hume Regional Local Government Network (HRLGN)	Mayor Mark Holcombe
Lake Eildon Land & On-Water Management Plan Implementation Committee	Cr Paul Sladdin
Mansfield Shire Council Audit and Risk Committee	<ul style="list-style-type: none">Mayor Mark HolcombeCr Rohan Webb
Mansfield Shire Business and Community Recovery Advisory Committee	<ul style="list-style-type: none">Mayor Mark HolcombeCr Paul Sladdin
Municipal Association of Victoria (MAV)	<ul style="list-style-type: none">Mayor Mark HolcombeSubstitute - Deputy Mayor James Tehan
North East Local Government Waste Forum (a committee of the North East Regional Waste and Resource Recovery Group)	Cr Steve Rabie
Rural Councils Victoria (RCV)	Mayor Mark Holcombe (delegate)

Recommendation:

THAT Council note the verbal reports provided by Councillors in relation to their representation on external Committees.

12. PUBLIC QUESTION TIME

Council welcomes questions from the community. A question must be submitted by midday on the Monday prior to the Council meeting. The ['ask a question' form](#) is available from Council's website.

The Mayor will read out the question and answer at the meeting.



13. OFFICER REPORTS

13.1 CHIEF EXECUTIVE OFFICER'S REPORT

File Number: E103
Responsible Officer: Chief Executive Officer, Kaylene Conrick

Introduction

The Chief Executive Officer's report allows a short briefing to be provided to the Council on the current operations, tasks and projects undertaken within each department over the past month.

The Chief Executive Officer report will provide information relation to:

- Customer Service
- Capital Works
- New Initiatives
- Statutory Planning
- Building Services
- Regulatory Services
- Revenue Services
- Governance
- Community Health and Wellbeing

Attachment

- 1 CEO's report

Recommendation:

THAT Council receive and note the Chief Executive Officer's report for the period 16 February 2021 to 9 March 2021.



13.2 INFRASTRUCTURE AND PLANNING DIRECTORATE

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield.

File Number: E7573
Responsible Officer: General Manager Infrastructure and Planning, Kirsten Alexander

Disclosure of Conflicts of Interest

The author of this report and officers providing advice in relation to this report do not have a conflict of interest to declare in this matter, in accordance with the *Local Government Act 2020*.

Introduction

The S96a application is made to support a proposed combined planning scheme amendment and planning permit. This proposed combined planning scheme amendment and planning permit has been allocated Amendment No. C47 by Mansfield Shire Council.

It is proposed to:

Rezone part of Nos. 2 and 4 New Street, Mansfield, and 25 Ailsa Street, Mansfield from the Urban Floodway Zone (UFZ) to the General Residential Zone – Schedule 1 (GRZ1).

Apply the Floodway Overlay (FO) to that part of Nos. 2 and 4 New Street, Mansfield, and 25 Ailsa Street, Mansfield intended to be rezoned GRZ1.

Develop that part of 2 New Street, Mansfield intended to be rezoned GRZ1 with a single dwelling within the Floodway Overlay.

Background

Nos. 2 and 4 New Street are located on the eastern side of New Street, north of Ailsa Street.

No. 4 New Street is a regular residential property with an area of approximately 674 square metres. No. 2 New Street is significantly larger with an area of approximately 10,358 square metres.

No. 2 New Street wraps around the northern and eastern boundaries of 4 New Street. Ford Creek is located immediately north of 2 New Street.

Topographically the low point of 2 New Street is the north-west corner at 316.8 AHD with the land rising to 318.4 AHD towards the rear of the site. This rise is not uniform in nature, and the Site Analysis Plan enclosed demonstrates the topographical conditions of the site in more detail.

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.



Aerial overview of No. 2 New Street (outlined in red), No. 4 New Street (outlined in yellow) and 25 Ailsa Street (outlined in green) (Source: Vic Plan)

No. 25 Ailsa Street fronts both Ailsa Street to the south and New Street to the east. The area of this property that is subject to this amendment request is approximately 100 square metres and is currently undeveloped.

The intervening New Street road reserve is a standard rural road allowing for one lane of traffic in either direction, graveled surface and swale drains either side.

Prior to the gazettal of Amendment C15 on 11 February 2016, the Subject Land was zoned General Residential (Schedule 1) and not subject to any planning overlays. Amendment C15 resulted in most of Nos. 2 and 4 New Street being rezoned to the Urban Floodway Zone, along with a small portion of 25 Ailsa Street.

Amendment C15 was informed by the *Mansfield 1% AEP Flood Mapping Project* undertaken by the Goulburn Broken Catchment Management Authority (GBCMA). This Project saw the Mansfield Shire Flood Emergency Plan updated to identify those properties subject to potential 1 in 100 year flooding from Ford Creek. Those properties subject to this potential flooding, including the subject land, were in-turn proposed to be rezoned to the Urban Floodway Zone or covered by the Floodway Overlay depending primarily on the depth of flooding.

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.

Prior to this occurring, the GBCMA had advised the previous owners of 2 New Street on 10 August 2009 that notwithstanding the expected depth of 1 in 100 year flooding on the land, that the development of single dwelling on the southern part of 2 New Street was supported subject to conditions.

On 28 May 2020, the GBCMA reviewed and reaffirmed its position on the construction of a single dwelling on the southern part of 2 New Street subject to conditions. Concurrently, and to facilitate this dwelling being constructed, the GBCMA also provided their support to the partial rezoning of the Subject Land from UFZ to GRZ1 with the application of the FO.

This proposed planning scheme amendment builds on these previous discussions held with the GBCMA and proposes a partial rezoning of the Subject Land from UFZ to GRZ1 with the application of the FO in line with the requirements of the GBCMA.

Planning Permit

No development of 25 Ailsa Street, Mansfield is proposed.

A dwelling currently occupies 4 New Street, Mansfield and benefits from existing use rights. No development of this land is proposed.

No dwelling currently exists on 2 New Street, Mansfield and the construction of a dwelling is in effect prohibited due to the majority of the land being within the UFZ.

The partial rezoning of 2 New Street, Mansfield to GRZ1 would enable a dwelling to be constructed.

Planning Permit conditions to be provided by Statutory Planning and referral authorities: The Goulburn Broken Catchment Management Authority have been consulted on this amendment and have advised that they are supportive of the proposal subject to the following conditions:

The floor level of the dwelling is to be constructed at least 300 millimetres above the 100-year ARI flood level of 318.6 metres AHD; i.e. 318.9 metres AHD, or higher floor level deemed necessary by the responsible authority.

The Urban Floodway Zone be removed along the northern and eastern side of the existing driveway as presented in Figure 2, which can be replaced with the General Residential Zone and Floodway Overlay.

Policy and Legislative Implications

The amendment will help to support and implement the PPF primarily through: Concentrating growth within the defined township boundary of Mansfield (Clause 11.01-1S (Settlement)).

Representing an appropriate urban consolidation response while acknowledging the limits of land capability with respect to natural hazards (Clause 11.02-1S (Supply of urban land)). Clause 11.02-1S Supply of urban land: where the objective is *to ensure a sufficient supply*

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.

of land is available for residential and other community uses. Strategies include ensuring sufficient land is available to meet forecast demand and that planning should consider opportunities for the consolidation, redevelopment and intensification of existing urban areas, neighbourhood character, and landscape.

Ensuring development does not compromise the flood flow management (Clause 12.03-1S (River corridors, waterways, lakes and wetlands)).

Ensuring development does not intensify the impact of flooding and land liable to flooding is appropriate managed (Clause 13.03-1S (Floodplain management)).

Clause 16.01-1S, Housing supply: where the objective is *to facilitate well-located, integrated and diverse housing that meets community needs.* Strategies include:

- reducing the share of new dwellings in greenfield, fringe and dispersed development areas;
- Encouraging higher density housing development on sites that are well located in relation to jobs, services and public transport;
- Identifying opportunities for increased residential densities to help consolidate urban areas;
- Facilitating diverse housing that offers choice and meets changing household needs by widening housing diversity through a mix of housing types.
- Encourage the development of well-designed housing that provides a high level of internal and external amenity. Incorporates universal design and adaptable internal dwelling design.

The amendment will help to support and implement the LPPF and specifically the MSS primarily through:

Supporting the growth and development of Mansfield Township as the centre of growth for the municipality (Clause 21.03 (Settlement and housing)).

Ensuring development of the land does not affect the quality of urban stormwater and continues to provide protection for Ford Creek (Clause 21.05 (Environmental and natural resource values)).

Ensuring that 2 New Street is developed in a manner which recognizes flood hazards and does not inhibit the flow of flood waters (Clause 21.06 (Environmental risks)).

Containing and intensifying residential development within the existing Mansfield Township on currently undeveloped land (Clause 21.09 (Mansfield Township)). Clause 21.09, Mansfield Township: where the objectives and strategies are:

- *Provide an adequate land supply to meet current and future housing needs.* Strategies include containing and intensifying residential development within existing residentially zoned land and encouraging the redevelopment of key strategic sites, infill sites and currently vacant General Residential land.

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.

- *Maintain housing affordability and increase the range of housing choices.* Strategies include encouraging higher density development in areas that can capitalize on existing physical and social infrastructure in proximity to the town centre, including a range of smaller dwelling sizes, encouraging a range of lot sizes within new subdivisions to provide for a variety of dwelling sizes; and supporting
- *Encourage development that respects the unique character and location of Mansfield Township and protect areas of natural, environmental, architectural and cultural significance.* Strategies include ensuring that new development achieves high standards of urban design, architecture and landscape architecture.

Ensuring the development of 2 New Street is consistent with the objectives of Clause 22.03 (Floodplain management).

A single dwelling would not trigger a planning permit under the provisions of the GRZ1, but construction within the proposed FO would. The Purpose of the FO is:

To implement the Municipal Planning Strategy and the Planning Policy Framework.

To identify waterways, major flood paths, drainage depressions and high hazard areas which have the greatest risk and frequency of being affected by flooding.

To ensure that any development maintains the free passage and temporary storage of floodwater, minimizes flood damage and is compatible with flood hazard, local drainage conditions and the minimisation of soil erosion, sedimentation and silting.

To reflect any declarations under Division 4 of Part 10 of the Water Act, 1989 if a declaration has been made.

To protect water quality and waterways as natural resources in accordance with the provisions of relevant State Environment Protection Policies, and particularly in accordance with Clauses 33 and 35 of the State Environment Protection Policy (Waters of Victoria).

To ensure that development maintains or improves river and wetland health, waterway protection and flood plain health.

The Schedule to the FO contains no floodway objectives or statement of risk.

Pursuant to Clause 44.03-2 a permit is required to construct a building or to construct or carry out works.

The decision guidelines at Clause 44.03-7 require consideration to be given as appropriate to:

The Municipal Planning Strategy and the Planning Policy Framework.

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.

The local floodplain development plan or flood risk report.

Any comments of the relevant floodplain management authority.

The Victorian River Health Strategy (2002) and any relevant regional river health strategy and associated wetland plan.

Any other matters specified in a schedule to this overlay.

The amendment makes proper use of the Victorian Planning Provisions. The current UFZ zoning of the Subject Land and the proposed FO to be applied to the Subject Land are very similar in nature with each sharing the same inherent purpose, the same application requirements, and the same inherent decision guidelines.

The key difference is that while like all zones the UFZ controls land use (and prohibits a dwelling), the FO only controls buildings and works, thereby allowing this application to be made for construction of a dwelling.

Planning Practice Note No. 12 *Applying the Flood Provisions in Planning Schemes* (PPN12) sets out when the various flooding related zone/ overlays should be applied.

The UFZ should only be applied to areas “where the potential flood risk is high”, whilst the FO is for areas “with a lesser flood risk”. The LSIO should be preferred in areas which have a lower flood risk again. In terms of application, the UFZ is recommended to be applied to “urban land which is mainly undeveloped”, whereas the FO can be applied to both developed and undeveloped land.

No. 4 New Street is fully developed and PPN12 considers that the FO would be more appropriate.

No. 2 New Street and the relevant part of 25 Ailsa Street are substantially undeveloped. On No. 2 New Street, currently, the southern extent of the UFZ on this land abuts land that is within the GRZ and subject to the LSIO. The land therefore theoretically transfers from the highest level of flood risk to the lowest without any clear basis (e.g. topographical). The same is true for 25 Ailsa Street where the relevant UFZ zoned land abuts land within the GRZ and subject to the LSIO.

The amendment will therefore see a more orderly transition from the UFZ (existing), to land covered by the FO (proposed) to land covered by the LSIO (existing).

Council Plan

Strategic Objective 4.1 ‘We have long term strategies and capital works programs in place to respond to changing community needs’.

Strategic Objective 4.2 ‘We are a community that is passionate about arts, culture, heritage and the environment’.

Strategic Objective 4.3 ‘Our community proactively manages its health and wellbeing’.

13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.

Strategic Objective 4.4 'We have strong policy and decision making frameworks in place to protect and enhance the unique character of our Shire for future generations'.

The amendment also complies with the requirements of the Ministerial Direction on the *Form and Content of Planning Schemes (section 7(5) of the Act)* and is accompanied by all information required.

No other Ministerial Directions apply to the amendment.

Financial

All expenses are carried by the applicant/proponent.

Social

The amendment does not raise any material social or economic effects. The proposal implements the objectives of planning by helping to provide for the orderly and sustainable use and development of land, while simultaneously providing for the continued protection of the Ford Creek floodplain. The amendment will ensure the facilitation of appropriate planning outcomes in accordance with best practice.

Environmental

From an environmental perspective, the amendment recognizes the existing residential nature of 4 New Street and proposes the application of appropriate planning controls. For 2 New Street the proposal balances the historical development intentions of the land with the need for floodplain management to ensure an outcome that is environmentally appropriate.

Economic

The amendment does not raise any economic effects for Council while assumedly providing an economic benefit for the landowner.

Risk Management

While the Subject Land is within a designated Bushfire Prone Area, no material bushfire risk is raised considering no development of 25 Ailsa Street is proposed, 4 New Street is already developed with a single dwelling and the proposed dwelling on 2 New Street is within the identified township of Mansfield.

The amendment raises no bushfire risk with respect to 25 Ailsa Street and 4 New Street, while the limitation of development of 2 New Street to one dwelling will appropriately minimize any bushfire risk.

Community Engagement

Proposed engagement with the community following authorization to commence the amendment and planning permit process includes direct mail to neighbouring properties and those affected, local paper notices, notification on Council's web page and DELWP web site.



13.2.1 C47 Mansfield – combined C96a application for planning permit and amendment to Mansfield Planning Scheme at 2-4 New Street, Mansfield cont.

Key Issues

Based on the above assessment, it is considered the proposed partial rezoning of Nos. 2 and 4 New Street, Mansfield and 25 Ailsa Street, Mansfield, and the concurrent development of 2 New Street, Mansfield with a single dwelling represents an acceptable town planning outcome and is appropriate for the following reasons:

The GBCMA is supportive of the proposal and has given its conditional support.

The proposed rezoning is supported by both the Planning Policy Framework and Local Planning Policy Framework and will lead to an appropriate outcome regarding flood risk minimisation.

The proposed development of 2 New Street with a single dwelling is consistent with historical expectations of the land with the dwelling proposed also being consistent with the Purpose of the Floodway Overlay and the position of the GBCMA.

Attachments

- 1 Dwelling Plans
- 2 Zone Maps

Recommendation:

THAT COUNCIL

- 1. having considered all relevant matters in respect to the privately sponsored planning scheme amendment for the proposed partial rezoning of Nos. 2 and 4 New Street, Mansfield and 25 Ailsa Street, Mansfield, and the concurrent development of 2 New Street, Mansfield with a single dwelling; believes that it represents an acceptable town planning outcome and is appropriate as a S96a application to the Mansfield Planning Scheme (C47);**
- 2. seek authorisation from the Minister for Planning to commence and exhibit the amendment to the Mansfield Planning Scheme to change the zone from UFZ to GRZ1 and apply the FO Overlay and to construct a single dwelling at 2 New Street, Mansfield.**

13.3 COMMUNITY AND CORPORATE SERVICES DIRECTORATE

13.3.1 Review of Mansfield Shire Council Instruments of Delegation and Authorisation – Council to Chief Executive Officer and Council to Members of Council Staff

File Number: E328
Responsible Officer: General Manager Community and Corporate Services, Chris Snook

Disclosure of Conflicts of Interest

The author of this report and officers providing advice in relation to this report do not have a conflict of interest to declare in this matter, in accordance with the *Local Government Act 2020*.

Introduction

In accordance with s11(7) of the *Local Government Act 2020*, a council must review, within the period of 12 months after a general election, all delegations which have been made under this section and are still in force.

This report seeks Council endorsement of the following:

- Schedule 5 – Instrument of Delegation – Council to Chief Executive Officer (CEO). This Instrument is used by Council to delegate powers to its CEO. There have been no legislative updates to this Schedule.
- Schedule 6 – Instrument of Delegation – Council to Members of Staff. This Instrument is used by Council to delegate to members of staff those powers that are contained in legislation which have their own power of delegation. Legislative updates to this Schedule include updates to the *Food Act 1984*, *Local Government Act 1989*, *Residential Tenancies Act 1997* and *Road Management Act 2004*.
- Schedule 11A – Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*). This Instrument is used by Council to authorise officers to enforce the *Planning and Environment Act 1987*, and institute proceedings on behalf of Council or represent the Council. There have been no legislative updates to this Schedule, however due to Council's appointment of Ms Melissa Crane to the role of Manager Planning and Environment effective 22 March 2021, this Instrument must be updated accordingly to reflect this change. Further, Interim Manager Planning and Environment, Mr Peter Hawkins, will continue to assist Council in the Planning and Environment Department until such time as determined by Council, so will continue to be an authorised officer under this Act.

Background

Council is involved in a broad range of activities, with many of its powers conferred by statutory instruments. The effective functioning of the Council requires a formal and detailed system of delegations to enable Council officers to perform their functions in a timely and efficient manner.

13.3.1 Review of Mansfield Shire Council Instruments of Delegation and Authorisation – Council to Chief Executive Officer and Council to Members of Council Staff cont.

To enable such effective functioning of local government operations, Council has delegated various powers to the CEO, together with other members of Council staff. Council's CEO is also authorised to sub-delegate various powers to members of Council staff.

It is a requirement under the *Local Government Act 2020* that within 12 months of a general election, Council must review its active Instruments of Delegation and Authorisation.

In addition to the above Council-endorsed Instruments, an additional seven instruments of delegation/authorisation are utilised. These have been reviewed and updated in accordance with the Act as follows:

1. S7 Instrument of Sub-Delegation by CEO to members of Council staff – *endorsed by the A/CEO on 11 February 2021.*
2. S11 Instrument of Appointment and Authorisation (general staff schedule) – *endorsed by the CEO on 29 January 2021.*
3. S12 Instrument of Delegation and Authorisation – Municipal Building Surveyor – *endorsed by the CEO on 29 January 2021.*
4. S13 Instrument of Delegation by CEO (CEO powers, duties and functions) – *endorsed by the A/CEO on 11 February 2021.*
5. S14 Instrument of Sub-Delegation by CEO to Staff (VicSmart) – *endorsed by the A/CEO on 11 February 2021.*
6. S15 Instrument of Appointment and Authorisation of Council's Freedom of Information Officer – *endorsed by the A/CEO on 11 February 2021.*
7. S16 Instrument of Delegation by CEO for Bushfire Reconstruction Applications under the *Planning and Environment Act 1987* – endorsed by the A/CEO on 11 February 2021 – *endorsed by the A/CEO on 11 February 2021.*

Council subscribes to a delegations and authorisations service produced by the legal firm, *Maddocks Lawyers*. The firm reviews all legislation as it impacts upon local government in Victoria, and approximately every quarter distributes an updated schedule of delegations, reflecting recent legislative changes. This template is used by many Victorian councils and reflects common practice within the industry.

Drawing on these updates, Instruments are updated periodically as legislation is amended, or new legislation introduced which impacts upon the operations of Council.

Policy and Legislative Implications

S11(7) of the *Local Government Act 2020* states that a council must review all delegations within the period of 12 months after a general election. Whilst a number of Council's schedules can be endorsed by the CEO under delegated authority, Schedules 5 and 6 must be endorsed by a resolution of Council.

13.3.1 Review of Mansfield Shire Council Instruments of Delegation and Authorisation – Council to Chief Executive Officer and Council to Members of Council Staff cont.

S147(4) of the *Planning and Environment Act 1987* specifically states that the appointment of an authorised officer must come from the responsible authority – Council – and that it is not a delegable power (refer s188(2)(c) of the *Planning and Environment Act 1987*).

Council Plan

The update of Council's Instruments of Appointment and Authorisation falls under the Responsible Leadership objective of "...achieving the highest standards of good governance".

Financial

There are no financial implications arising from this report.

Social

There are no significant social implications arising from this report.

Economic

There are no economic implications arising from this report.

Environmental

There are no environmental implications arising from this report.

Risk Management

It is critical to Council's risk management framework that the Instruments of Delegation and Authorisation be kept up to date. The review and update of Council's Instruments ensures continuing transparency and accountability. It is also a key risk management initiative in that it clearly identifies which officer can act on a particular authorisation.

Community Engagement

Public consultation is not required under the *Local Government Act 2020* or the *Planning and Environment Act 1987*.

Key Issues

This review of Council's delegations, whilst a statutory requirement, ensure that:

- The CEO's powers remain current and up to date.
- Delegations are made to staff at appropriate levels of the organisation;
- Delegations are given to an appropriate number of staff to ensure there is continuity in decision making in the case of staff absence to avoid a significant increase in workload for the CEO;

13.3.1 Review of Mansfield Shire Council Instruments of Delegation and Authorisation – Council to Chief Executive Officer and Council to Members of Council Staff cont.

- Staff have delegation under all relevant acts and regulations relevant to their position description;
- Higher levels of management and/or Council are notified of when specific action has been taken under a delegation, or prior to a delegated power being exercised; and
- The most recent advice provided by Maddocks confirms Council's Instruments of Delegation Authorisation are current, up to date and reflect the most recent changes to legislation.

Attachments

- 1 Schedule 5 – Instrument of Delegation – Council to Chief Executive Officer
- 2 Schedule 6 – Instrument of Delegation – Council to Council staff
- 3 Schedule 11A – Instrument of Appointment and Authorisation, *Planning and Environment Act 1987*

Recommendation:

THAT:

1. **Council endorse the S5 Instrument of Delegation from Council to Chief Executive Officer dated 16 March 2021.**
2. **i) Council determine that during the continued declared State of Emergency arising from the global pandemic COVID-19 and in circumstances where a Council quorum cannot be formed, the Chief Executive Officer's delegation under Schedule 5 continues to be expanded to include all matters that would normally be determined by the Council excluding such matters that are specifically prohibited by the *Local Government Act 2020* or any other relevant Act.**
ii) Council receive from the Chief Executive Officer a report to the next available meeting on the Council decisions made under expanded delegation
4. **in the exercise of the powers conferred by section 11(7) of the *Local Government Act 2020* and the other legislation referred to in the attached Instruments of Delegation, Council resolves that:**
 - i) the officers and roles listed on the attached S6 Instrument Delegation be endorsed to allow the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in Council's Instruments of Delegation, the powers, duties and functions set out in those instruments, subject to the conditions and limitations specified in that Instrument.**
 - ii) the Mayor sign the S6 Instrument of Delegation – Council to Council staff – on behalf of the Council.**



13.3.1 Review of Mansfield Shire Council Instruments of Delegation and Authorisation – Council to Chief Executive Officer and Council to Members of Council Staff cont.

5. in the exercise of the powers conferred by section 188 of the *Planning and Environment Act 1987*, and other legislation referred to in Schedule 11A Instrument of Appointment and Authorisations, Council resolves that:
 - i) the officers and roles listed on the attached S11A Instrument of Appointment and Authorisation be endorsed to allow the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in Council's Instruments of Delegation, the powers, duties and functions set out in those instruments, subject to the conditions and limitations specified in that Instrument.
 - ii) the Mayor sign the S11A Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) on behalf of the Council.
6. the Instruments come into force immediately upon endorsement by the Council.
7. on the coming into force of the Instrument all previous delegations to members of Council staff (other than the Chief Executive Officer), referred to in this report, are revoked.
8. the duties and functions set out in the Instruments must be performed, and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.



13.3 COMMUNITY AND CORPORATE SERVICES DIRECTORATE CONT.

13.3.2 Naming of Roads, Features or Localities Policy

File Number: E7377

Responsible Officer: Manager Business & Performance, Mandy Kynnersley

Disclosure of Conflicts of Interest

The author of this report and officers providing advice in relation to this report do not have a conflict of interest to declare in this matter, in accordance with the *Local Government Act 2020*.

Introduction

The Naming Roads, Features or Localities Policy 2018 is due for review and endorsement by Council.

Background

Place naming is integral to land administration and planning processes in Victoria. The naming of roads, features and localities is important for public safety and to identify locations for managing emergencies and delivering goods and services. Names make a landscape easy to refer to and capture patterns of settlement, and names are also necessary for orientation, communication, service delivery, map and atlas production, emergency response and natural disaster relief.

Mansfield Shire Council is a statutory naming authority for roads, features and localities within its municipal area

Policy and Legislative Implications

The State government released the *Naming rules for places in Victoria – Statutory Requirements for naming roads, features and localities – 2016* (naming rules). The naming rules are the statutory requirements under the *Geographic Place Names Act 1998* for all naming authorities to follow in nominating or considering a name of a road, feature or locality in Victoria.

As place naming embeds community identity into our landscape, the naming rules form an important statutory instrument for Geographic Names Victoria (GNV), naming authorities (municipal councils, State government departments or authorities and private organisations) and the community.

The naming rules offer advice to the community, naming authorities and other stakeholders about how to ensure compliance, lodge proposals, undertake consultation, how to deal with submissions and appeals and how GNV will process naming proposals.

Council's policy provides a system of ensuring roads, features and localities within the Shire are appropriately named and recorded in a consistent manner and in accordance with the Naming Rules.



13.3.2 Naming of Roads, Features or Localities Policy cont.

Council Plan

NA – the policy addresses a statutory requirement.

Financial

There are no financial implications in relation to this matter

Social

The policy and the naming rules consider the framework for community involvement in the naming of places.

Environmental

There are no environmental implications in relation to this matter

Economic

There are no economic implications in relation to this matter

Risk Management

The policy mitigates the risk of non-compliance with legislation.

Community Engagement

The naming rules are currently under review by Geographic Names Victoria in consultation with stakeholders including naming authorities and the general public.

The review has arisen to satisfy the statutory requirement within the *Geographic Place Names Act 1998* (the Act) to review the naming rules at least once every five years.

The engagement process is being managed via the EngageVic website (<https://engage.vic.gov.au/naming-rules-places-victoria-review-2020>), and is expected to conclude in November 2021.

If there are changes made to the name rules as a result of the review, Council's policy will be revised to address the changes.

Key Issues

The 2021 policy presented includes minor amendments to reflect changes in roles and titles of Council staff, and the change in name of Geographic Names Victoria (previously the Office of Geographic Names).

Attachments

- 1 Naming of Roads, Features or Localities Policy 2021
- 2 Naming rules for places in Victoria

Recommendation:

THAT COUNCIL endorse the Naming of Roads, Features or Localities Policy 2021



13.3 COMMUNITY AND CORPORATE SERVICES DIRECTORATE CONT.

13.3.3 Review of Councillor and Mayoral Allowances

File Number: E7377
Responsible Officer: Chris Snook, General Manager Community & Corporate Services

Disclosure of Conflicts of Interest

The author of this report and officers providing advice in relation to this report do not have a conflict of interest to declare in this matter, in accordance with the *Local Government Act 2020*.

Introduction

The purpose of this report is to set out the review process of the Councillor and Mayoral allowances for the 2020-24 term of office in accordance with Section 74 of the *Local Government Act 1989*.

Background

An important reform of the *Local Government Act 2020* is the transfer of responsibilities in determining Mayoral and Councillor allowances to the Victorian Independent Remuneration Tribunal (the Remuneration Tribunal).

However, until such time as the Remuneration Tribunal makes its first determination on allowances, the allowance framework under the *Local Government Act 1989* continues to apply, despite the repeal of those relevant provisions late in 2020. Section 39(6) of the 2020 Act provides for this transitional arrangement.

The Minister for Local Government will request the Remuneration Tribunal to make a determination, however the determination is not expected until late 2021. Therefore, section 74 of the 1989 Act applies to this review.

Policy and Legislative Implications

As mentioned above, Section 39(6) of the 2020 Act provides for this transitional arrangement whereby the 1989 Act provisions continue to apply until the first determination is made.

Section 74(1) of the 1989 Act states that Council is required to review its Councillor and Mayoral allowances within 6 months of a general election, or by 30 June, whichever is later.

Section 74(4) of the 1989 Act provides for public submissions to be made under section 223 of the Act in respect of this review.

Council Plan

Strategic Direction Five - Responsible Leadership.

Strategic Objective 5.1: *We achieve the highest standards of good governance*



13.3.3 Review of Councillor and Mayoral Allowances cont.

Financial

Mayoral and Councillor allowances are provided for in Council's annual budget. An allocation in the 2020-21 budget has been based on the proposed allowances.

Social

N/A

Environmental

N/A

Economic

N/A

Risk Management

N/A

Community Engagement

As part of the review process for the Mayoral and Councillor allowances, public submissions can be made under section 223 of the 1989 Act. The submission process consists of:

- publication of a notice in the Mansfield Courier newspaper advising of the review and inviting written submissions;
- ability for community feedback/comments via Council's "Have Your Say" portal on our website;
- the submission period must be open for at least 28 days from the date of the official public notice
- all submissions received will be considered by a Special Committee of Council appointed by Council for this specific purpose.

The table below outlines the process to be undertaken and the timeframes:

Report to Council Meeting	16 March 2021
Official Public Notice in Mansfield Courier and Council's "Have Your Say" portal	24 March 2021
Closure date for written submissions (48 days)	11 May 2021
Special Committee of Council to hear submissions	25 May 2021
Report to Council to for endorsement of Mayoral and Councillor allowances	22 June 2021



13.3.3 Review of Councillor and Mayoral Allowances cont.

Key Issues

Councillor and Mayoral allowances are subject to annual automatic adjustment specified by an *Order in Council*. The Order identifies three categories of councils based on physical size, budget and population. Mansfield Shire Council is deemed a Category 1 council. The current allowances set by the Minister for Local Government are as follows:

The allowances per category are set out below:

Mayoral Allowance	Category 1 up to	Category 2 up to	Category 3 up to
Allowances	\$62,884	\$81,204	\$100,434
Superannuation @9.5%	\$5,974	\$7,714	\$9,541
Total Payment	\$68,858	\$88,918	\$109,975

Councillor Allowance	Category 1		Category 2		Category 3	
	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum
Allowances	\$8,333	\$21,049	\$10,914	\$26,245	\$13,123	\$31,444
Superannuation @9.5%	\$792	\$2,000	\$1,037	\$2,493	\$1,247	\$2,987
Total Payment	\$9,124	\$23,049	\$11,951	\$28,738	\$14,370	\$34,431

Mayor and Councillors are currently being paid the amounts shaded in the tables above and it should also be noted that it is a legislative requirement for a 9.5% superannuation contribution to be payable to the Mayor and Councillors.

Further, it should also be noted that:

1. a Mayor cannot receive the councillor allowance at the same time as receiving the mayoral allowance
2. a Council does not have to pay an allowance to a Councillor or Mayor who does not want to receive an allowance
3. the amount of the allowance must be the same for each Councillor (except the Mayor)
4. a person is only entitled to receive an allowance while he or she hold the office of Councillor or Mayor.



13.3.3 Review of Councillor and Mayoral Allowances cont.

Recommendation:

THAT COUNCIL:

1. commences the statutory process pursuant to section 74(4) of the *Local Government Act 1989* to determine the Mayoral and Councillor allowances for 2021 or until such time as the Remuneration Tribunal determines the allowances in accordance with the *Local Government Act 2020*, and gives public notice of such review in accordance with section 223 of the *Local Government Act 1989* based on the following allowances:
 - proposed Mayoral allowance be \$62,884 per annum, being the maximum allowed for Category 1 councils
 - proposed Councillor allowance be \$21,049 per annum, being the maximum allowed for Category 1 councils
2. authorises the Chief Executive Officer or her delegate to undertake the administrative procedures necessary to enable Council to carry out its functions under s 223 of the Act in respect of the review.
3. establishes a Special Committee of Council consisting of all Councillors with a quorum of 3 Councillors, to hear submissions in relation to determining Mayoral and Councillor allowances with the Committee Meeting to be held on Tuesday 25 May 2021 at the Council Chamber, or held remotely via electronic means.



13.3 COMMUNITY AND CORPORATE SERVICES DIRECTORATE CONT.

13.3.4 Community Recovery and Resilience Funding

File Number: E7377

Responsible Officer: Community recovery Coordinator, Saskia Van Bever

Disclosure of Conflicts of Interest

A conflict of interest is declared by member of BCRAC and sub-committee, Bart Smith for the application from MASS due to a link through his role at DELWP.

A conflict of interest is declared by Economic Development Coordinator RDV, Kim Chadband for the application from MASS due to a personal recommendation to apply.

Introduction

This report summarises the outcome of the Community Recovery and Resilience Fund (CRRF) 2021 assessment.

Council is requested to approve the Business and Community Recovery and Resilience Advisory Committee's (BCRAC) recommendation to fund successful applicants of the CRRF and the proposal to re-open the application round for the remaining funding.

Background

On 15 January 2020, the Victorian and Commonwealth Governments announced the \$86 million Community Recovery Package. Under this package a \$1.8 million Community Events Fund has been made available to affected areas.

Mansfield Shire Council obtained a Community Recovery and Resilience Grant of \$200,000 to support community events that bring communities together, build resilience, raise awareness of bushfire support services, and support visitation.

The funding was divided in three tiers:

- a. \$20,000 - for one Mansfield Shire Council run event
- b. \$30,000 - for small community group get-togethers (grants up to \$1000)
- c. \$150,000 - for new or existing community events (grants up to \$25,000)

The grants were promoted to the Mansfield Shire Community with a single open round online application process including specific guidelines for each tier. Applications were open early December 2020 through to 1 February 2021 and available to Mansfield based not for profit organisations.

- a. Australia Day in the Park was held 26 Jan 2021
- b. 30 eligible expression of interest were received (full list of successful community groups in annex)
- c. Ten eligible applications were received and went through the assessment process (full list in annex). Seven were deemed successful.

13.3.4 Community Recovery and Resilience Funding cont.

The assessment process included four steps:

- An RDV and Council Officer checked eligibility of applicants
- A sub-committee including five Council Officers and three Business and Community Recovery Advisory Committee (BCRAC) members scored each application against the assessment criteria
- The sub-committee discussed the scored applications to provide a funding recommendation
- BCRAC made the final decision to funding based on the assessment score sheet.

Sub-committee members:

- Jon Gifford: BCRAC member
- John Lazarov: BCRAC member
- Bart Smith: BCRAC member
- Saskia Van Bever: Council's Community Recovery Coordinator
- Nicole Nye: Senior Council's Coordinator Community and Economic Development
- Danielle Roberts: Council's Economic Development Assistant
- Keira McDonagh: Council's Coordinator Community Development
- Bonnie Clark: Council's Coordinator Youth Services

Policy and Legislative Implications

NA

Council Plan

Strategic Direction Three: Community resilience and connectivity

- Strategic Objective 3.2: We support our communities in meeting their own needs.
 - Provide advice to support local community events, including assistance with sourcing funding opportunities

Strategic Objective Four: Enhance liveability

- Strategic Objective 4.2 We are a community that is passionate about arts, culture, heritage and the environment.
 - Provide advice and expertise to community groups around event organisation and management.
 - Promote community awareness of, and participation in, Arts and Cultural services, programs and facilities.

Financial

This Community Recovery and Resilience Funding has been obtained from Regional Development Victoria and doesn't affect Council's budget.

13.3.4 Community Recovery and Resilience Funding cont.

The total CRRF amount is \$200,000

\$50,000 was used for:

- Australia Day in the Park (\$20,000)
- small community group get-togethers (\$30,000)

The remaining \$150,000 was allocated to fund new or existing community events.

Following the assessment of applications to the CRRF in 2021, seven of the ten applications are recommended for endorsement by Council with a total allocation of \$110,059.

It is proposed to re-open the application round for the remaining \$39,941.

Social

After multiple lock downs and COVID restrictions people have been left feeling isolated. Holding events brings communities together and builds connections and community resilience.

A further social benefit of funding these events are increased community participation from communities across the entire Mansfield Shire including outlying communities and all age groups.

Environmental

Prior to the events being held, successful applicants will be required to enter into a funding agreement stating that all legal requirements, permits and permissions necessary to undertake the event are the responsibility of the community organisation.

Economic

All applicants have been asked to utilise local suppliers and providers for their event services and assets where possible.

The larger events will promote visitation and increase economic impact for the Shire.

Risk Management

The matters that are the subject of this report are considered within normal operational risk parameters. Successful applicants are required to enter into a funding agreement stating that:

- Council shall not be responsible at any time for any liabilities incurred or entered into by the community organization as a result of, or in connection with, any activities undertaken as a result of the funding being received.
- The community organisation agrees to indemnify Mansfield Shire Council and its staff, from and against any claim, demand, liability, suit, cost, expense or action

13.3.4 Community Recovery and Resilience Funding cont.

arising out of or in any way connected with the project or the activities of the community organisation.

- The community organisation has a current certificate of public liability.

Community Engagement

The grants were promoted to the Mansfield Shire Community with a single open round online application process including specific guidelines for each tier. Applications were open early December 2020 through to 1 February 2021.

The grants were promoted through:

- Media release
- Mansfield Matters ad running for the entire period of the application round
- Facebook posts on the MSC page and shared to multiple local Facebook groups/ notice boards
- Word of mouth through BCRAC members, Council staff and RDV Officer
- All community groups on the Mansfield directory were emailed and half of those were called directly
- Face to face meetings with those who requested
- Organisers of local community led events were emailed funding information directly.

Key Issues

Three applications are not being recommended for funding, full detail is provided in annex.

Applicant	Reasoning behind assessment
Mansfield District racing Club – MC Picnic races	Using the funding to extend the event including provision of alcohol increases risk and potential adverse reflection on government.
Mansfield wine makers – Day on High	The funding is not enhancing the event or community benefit. Although the application states reduced site fees will be charged to members, this is not reflected in the event budget.
Friends of Venilale – Ridge Line Walk	Although the walk itself has community benefit in increased wellbeing, the funding will be used to attract more people so more people from East Timor can be sponsored. The funding is meant to be used to increase benefit of the community of Mansfield Shire.

All three applicants will be given feedback and will be asked to re-apply.



13.3.4 Community Recovery and Resilience Funding cont.

Attachments

A full report on the detailed assessment of each application has been provided to Council under separate cover.

Recommendation:

THAT COUNCIL

(1) endorse the Business and Community Recovery and Resilience Advisory Committee's (BCRAC) recommendation for distribution of funds, as follows:

- **Arts Mansfield \$25,000 for Alley Art, a series of pop up events held in the five alleys in Mansfield.**
 - **Bonnie Doon Community Group \$1,500 for a Family Fun Night consisting of a meal, a red-faces type variety show, and live music for Bonnie Doon families.**
 - **Merton Recreation Reserve \$25,000 for the Mansfield Halls Music Festival held in Merton, Bonnie Doon, Jamieson and Merrijig.**
 - **Mansfield Kindergarten \$1,059 for a drumming class for all kinder children including parents.**
 - **Mansfield Pony Club \$25,000 for an Equestrian Australia Horse Trials event.**
 - **MASS \$25,000, for a rideathon raising funds for Mansfield Autism's Operation Gamechanger.**
 - **Steiner School \$7,500 for a comedy night held at the Performance Arts Centre.**
- (2) re-open applications for the remaining funding of \$39,941;**
- (3) writes to unsuccessful applicants to thank them for their application and to encourage them to re-apply taking in consideration the feedback provided.**

14. ASSEMBLIES OF COUNCILLORS

An assembly of Councillors is referred to in Council's Governance Rules as a "meeting conducted under the auspices of Council", meaning a meeting of the kind described in section 131(1) of the Act, and includes a meeting referred to in Rule 1 of Chapter 6 (whether such a meeting is known as a 'Councillor Briefing' or by some other name);

A written record of each assembly is held by Council and is available for public inspection.

The following is a list for the past month of assemblies held, the issues discussed and any conflicts of interest declared.

DATE	TYPE OF ASSEMBLY	ISSUES DISCUSSED
9 February 2021	<p>Councillors' Briefing Session</p> <p>Councillors:</p> <ul style="list-style-type: none"> • Cr Mark Holcombe • Cr Steve Rabie • Cr Paul Sladdin • Cr James Tehan • Cr Rohan Webb <p>External Attendees:</p> <ul style="list-style-type: none"> • Matthew Burns, CEO, Taungurung Land and Water Council <p>Apologies:</p> <ul style="list-style-type: none"> • CEO, Kaylene Conrick <p>Officers:</p> <ul style="list-style-type: none"> • GM Infrastructure and Planning, Kirsten Alexander • GM Community and Corporate, Chris Snook • Coordinator Governance and Risk, Michelle Kain 	<p><i>Conflicts of Interest:</i> NIL</p> <p><i>Issues Discussed:</i></p> <ul style="list-style-type: none"> • Taungurung Land and Water Council • Eco Dev • Governance • Communications and Engagement • Community Development • Digital Transformation
16 February 2021	<p>Councillors' Briefing Session – Budget Workshop</p> <p>Councillors:</p> <ul style="list-style-type: none"> • Cr Mark Holcombe – via Zoom • Cr Steve Rabie • Cr Paul Sladdin • Cr James Tehan • Cr Rohan Webb <p>Officers:</p> <ul style="list-style-type: none"> • CEO, Kaylene Conrick • GM Infrastructure and Planning, Kirsten Alexander • GM Community and Corporate, Chris Snook • Manager Business and Performance, Mandy Kynnersley 	<p><i>Conflicts of Interest:</i> NIL</p> <p><i>Issues Discussed:</i></p> <ul style="list-style-type: none"> • Revenue and Rating Plan • Operating Expenditure • Fees and Charges
23 February 2021	<p>Tour of MACE Office</p> <p>Councillors:</p> <ul style="list-style-type: none"> • Cr Steve Rabie • Cr Paul Sladdin • Cr James Tehan • Cr Rohan Webb <p>Apologies:</p> <ul style="list-style-type: none"> • Cr Mark Holcombe <p>External Attendees:</p> <ul style="list-style-type: none"> • Kylie Richards, MACE CEO <p>Officers:</p> <ul style="list-style-type: none"> • CEO, Kaylene Conrick 	<p><i>Conflicts of Interest:</i> NIL</p> <p><i>Issues Discussed:</i></p> <ul style="list-style-type: none"> • Tour of MACE Office and Mansfield Cubby House



14. ASSEMBLIES OF COUNCILLORS CONT.

DATE	TYPE OF ASSEMBLY	ISSUES DISCUSSED
2 March 2021	<p>Councillors' Briefing Session</p> <p>Councillors:</p> <ul style="list-style-type: none"> • Cr Mark Holcombe – via Zoom • Cr Steve Rabie • Cr Paul Sladdin • Cr James Tehan • Cr Rohan Webb • <p>External Attendees:</p> <ul style="list-style-type: none"> • YAFM Representatives, Jon Hutchins, Maureen Styles and Jessica Wooley • Consultants, Incite Information, Wendy Malkiewicz and Paul Robertson • Consultants, SQSep, P. Harrison and P. Fensham • Consultants, Realm Studios, Alaric Hellawell • Mansfield Autism Statewide Services representatives, Simone Reeves and Judy Dixon <p>Apologies:</p> <ul style="list-style-type: none"> • CEO, Kaylene Conrick <p>Officers:</p> <ul style="list-style-type: none"> • GM Infrastructure and Planning, Kirsten Alexander • GM Community and Corporate, Chris Snook • Environment Officer, Damien Gerrans • Manager Planning and Environment, Peter Hawkins • Senior Coordinator Community Health and Wellbeing, Jenny Lovick • Network and Health Promotions Officer, Jane Diplock • Coordinator Community Care Services, Amanda Lovick 	<p><i>Conflicts of Interest:</i> NIL</p> <p><i>Issues Discussed:</i></p> <ul style="list-style-type: none"> • Year Round Aquatic Facilities for Mansfield • Mansfield Autism Statewide Services • Open Space Strategy Community Consultation • Planning Land Use Strategy (Mansfield 2040) • Protection of Trees
2 March 2021	<p>Local Business Networking Evening</p> <p>Councillors:</p> <ul style="list-style-type: none"> • Cr Steve Rabie • Cr Paul Sladdin • Cr James Tehan • Cr Rohan Webb <p>Apologies:</p> <ul style="list-style-type: none"> • Cr Mark Holcombe • CEO, Kaylene Conrick <p>Officers:</p> <ul style="list-style-type: none"> • GM Infrastructure and Planning, Kirsten Alexander • GM Community and Corporate, Chris Snook • Economic Development Assistant, Danielle Roberts 	<p><i>Conflicts of Interest:</i> NIL</p> <p><i>Issues Discussed:</i></p> <ul style="list-style-type: none"> • Networking opportunity for business and Council executive.

Recommendation:

THAT COUNCIL receive and note the Assembly of Councillors report for the period 3 February 2020 to 2 March 2021.



15. COUNCIL RESOLUTIONS REGISTER

This report presents to Council a schedule of outstanding actions from Council meetings held from 20 August 2019 to 16 February 2021.

Attachment

- 1 Council Resolutions Register

Recommendation:

THAT Council receive and note the Council Resolutions Register as at 9 March 2021

16. ADVISORY AND SPECIAL COMMITTEE REPORTS

16.1 Mansfield Shire Audit and Risk Committee: Minutes of Meeting

The Minutes of the Mansfield Shire Audit and Risk Committee, held 15 February 2021, are attached for Council's information.

Attachment

- 1 Minutes of meeting – Mansfield Shire Audit and Risk Committee

Recommendation:

THAT Council receive the Minutes of the Mansfield Shire Audit and Risk Committee meeting held 15 February 2021.

17. AUTHORISATION OF SEALING OF DOCUMENTS

Nil.

18. CLOSURE OF MEETING TO MEMBERS OF THE PUBLIC

N/A

19. PRESENTATION OF CONFIDENTIAL REPORTS

Nil.

20. REOPEN MEETING TO MEMBERS OF THE PUBLIC

N/A

21. CLOSE OF MEETING