



ATTACHMENTS

ITEM 4 CONFIRMATION OF MINUTES

- Item 4 Attachment 1 – Council Meeting Minutes 1 February 2023

ITEM 9 REPORTS REQUIRING A DECISION

- Item 9.1 Attachment 2 – Draft Media Policy
- Item 9.1 Attachment 3 – Draft Policy Framework
- Item 9.1 Attachment 4 – Draft Public Interest Disclosure Policy
- Item 9.2 Attachment 5 – Business Assistance Grants Grading Criteria
- Item 9.3 Attachment 6 – Community Action Grants Grading Criteria

ITEM 10 COUNCIL COMMITTEES

- Item 10.1 Attachment 7 – LGBTIQ+ Advisory Committee Minutes 8 February 2023
- Item 10.1 Attachment 8 – CONFIDENTIAL Attachment
- Item 10.2 Attachment 9 – Dimboola Town Committee Minutes 6 December 2023
- Item 10.2 Attachment 10 – Dimboola Town Committee Minutes 7 February 2023
- Item 10.2 Attachment 11 – CONFIDENTIAL Attachment
- Item 10.3 Attachment 12 – Rainbow Town Committee Minutes 20 February 2023

ITEM 11 LATE REPORTS

- Item 11.1 Attachment 17 – PA1786-2022 Proposed Plans
 - Item 11.1 Attachment 18 – PA1786-2022 Subdivision Assessment Table
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MINUTES OF THE COUNCIL MEETING OF HINDMARSH SHIRE COUNCIL HELD WEDNESDAY 1 FEBRUARY 2023 AT THE NHILL MEMORIAL COMMUNITY CENTRE, 77-79 NELSON STREET NHILL, COMMENCING AT 3:00PM.

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CRS B Ireland (Mayor), M Albrecht (Deputy Mayor), D Nelson, W Bywaters, R Gersch.

In Attendance:

Mr Greg Wood (Chief Executive Officer), Ms Jessie Holmes (Director Infrastructure Services), Ms Monica Revell (Director Corporate and Community Services), Ms Janette Fritsch (Manager Development) items 1 to 13, and Ms Shauna Johnson (Executive Assistant).

1 ACKNOWLEDGMENT OF THE INDIGENOUS COMMUNITY AND OPENING PRAYER

Cr B Ireland opened the meeting at 3:04pm by acknowledging the Indigenous Community and offering the opening prayer.

2 APOLOGIES

Cr Ron Ismay was an apology.

3 DECLARATION OF INTERESTS

A Councillor or Officer with a conflict of interest in an item on the Agenda must indicate that they have a conflict of interest by clearly stating:

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

Declaration of material or general conflict of interest must also be advised by Councillors and Officers at the commencement of discussion of the specific item.

Cr R Gersch declared a general conflict of interest in item 5 as his grandson is working on the project.

4 CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Ordinary Council Meeting held on Wednesday 14 December 2022 at the Nhill Memorial Community Centre Nhill, as circulated to Councillors be taken as read and confirmed.

MOVED: CRS M Albrecht/R Gersch

That the Minutes of the Ordinary Council Meeting held on Wednesday 14 December 2022 at the Nhill Memorial Community Centre Nhill, as circulated to Councillors be taken as read and confirmed.

CARRIED

Attachment Number: 1

5 PUBLIC QUESTION AND SUBMISSION TIME

Cr R Gersch declared a general conflict of interest and left the room at 3:05pm.

Community members wishing to ask questions at council meetings may do so, in writing, at least 24 hours prior to the council meeting. Both the question and answer will be read out at the meeting. Questions may be submitted by mail, email info@hindmarsh.vic.gov.au or delivered in person to a council customer centre but are limited to two questions and 100 words including any pre-amble. Offensive, trivial and repetitive questions or questions, which have been recently answered, may be excluded at the discretion of the Mayor.

The question must be accompanied by a name and the locality where the questioner resides or works, which will be read out at the meeting. By submitting a question, the questioner gives consent to this information being read out in public. Anonymous questions will not be answered.

Question from T & B Pintarich, Nhill:

Question 1:

Why has the council not prosecuted Mr Shearwood for his deliberate breach of planning permit PA1703-2021 and why has the council permitted continued construction of the 2 units at 10 Russell Street, before any resolution to the breach of planning permit PA1703-2021?

Question 2:

Have any council staff or councillors involved in discussions regarding PA1703-2021, declared a conflict of interest and who are/were the councillors involved in discussions regarding PA1703-2021?

Response, Director Infrastructure Services:

In relation to the first question, enforcement action is being undertaken by Council in relation to the happenings there and it is factual to state that the finished floor level of the building is above the planning and building permits that were approved. Also to note that a stop works order was issued on 15 January through the private building surveyor involved in the project as well.

In relation to a conflict of interest, when the planning permit was decided upon, no conflicts of interest were declared by councillors or council staff. On notification of the public questions that were to be received today, a councillor, Cr Rob, declared a conflict of interest and has left and discussions have not taken place with councillors in relation to the enforcement actions as those are operational matters which councillors are not allowed to deal with.

T Pintarich spoke to his questions.

Cr R Gersch returned to the room at 3:10pm.

6 ACTIVITY REPORTS

COUNCILLOR ACTIVITIES: 7 December 2022 – 23 January 2023

Cr IRELAND, MAYOR

Date	Meeting	Location	Comments
07/12/2022	Rainbow Lake Opening	Rainbow Lake	
07/12/2022	Television report ABC from Lake Hindmarsh, Jeparit Swimming Hole and main street Jeparit	Jeparit	Aired on the news early January.
07/12/2022	5 Youth Councillor Interviews	Rainbow	
08/12/2022	MixxFM Christmas Party	Horsham	
12/12/2022	Rainbow College School Awards Night	Rainbow	
13/12/2022	Nhill College School Awards Night	Nhill	
14/12/2022	Meet with CEO	Nhill	RE agenda and meeting
14/12/2022	Council Briefing	Nhill	
14/12/2022	Council Meeting	Nhill	
14/12/2022	Council Christmas Party	Nhill	
15/12/2022	Dimboola College	Dimboola	

	Awards Night		
15/12/2022	Mayoral Matters column to newspapers		
15/12/2022	Emailed successful Youth Councillors		
19/12/2022	Friends of Lake Hindmarsh AGM	4 Mile Beach	
21/12/2022	Interview in Main St Jeparit with Alex Darling of ABC	Jeparit	
12/01/2023	Radio interview with Rebekah Lowe ABC		Regarding Swimming pools
12/01/2023	Newspaper article Mail Times		RE pools
12/01/2023	Newspaper article Advertiser		RE pools
13/01/2023	Inspected Jeparit Swimming Pool (opening day), Swimming Hole, Weir Wall		After receiving concerns from residents as to river levels.
	General		Over harvest had discussions with 30 plus farmers as to their concerns throughout the shire. (topics: roads, Schulzes Beach, water quality in river, 4 mile beach upkeep, Schulzes Beach amenity block, etc)

Cr ALBRECHT, DEPUTY MAYOR

Date	Meeting	Location	Comments
07/12/2022	Hindmarsh LGBTIQ+ Advisory Committee meeting	Nhill	Our meet and greet ready to officially start our new advisory group in 2023.
14/12/2022	Council Briefing	Nhill	
14/12/2022	Council Meeting	Nhill	

Cr GERSCH

Date	Meeting	Location	Comments
07/12/2022	Rainbow Lake Opening	Rainbow Lake	
07/12/2022	Youth Council interview	Nhill	
08/12/2022	Youth Council interview	Nhill	
08/12/2022	Webinar RCV Climate Change		
09/12/2022	RCV Planning	Leongatha	(No cost to Council)

	Session		
09/12/2022	RCV Planning Session	Leongatha	Rural Councils Victoria Strategic Plan 2020-2024
14/12/2022	Council meeting	Nhill	
14/12/2022	Council Xmas Dinner	Nhill	
16/12/2022	Nhill Urban Fire Brigade Xmas wind up		
17/12/2022	Nhill Xmas Carols	Jaypex Park Nhill	
18/12/2022	Boyeo Hall Xmas celebrations		
22/12/2022	Council Xmas breakup	Dimboola	
26/12/2022	Nhill Boxing Day Races		
12/01/2023	NWMA final meeting before new region		

Cr BYWATERS

Date	Meeting	Location	Comments
07/12/2022	Town community meeting outside Allambi Age Care	Dimboola	Dimboola Community gathered to ask questions and talk about the age-care crisis and solutions. Elderly people deserve to live in their hometown if they choose. The same town that they, and their families have supported all their lives. Anne Webster, Federal member for Mallee was in attendance.
08/12/2022	3WM, Mixx FM and The Weekly Advertiser Christmas breakup	Horsham	
10/12/2022	Tower Park Market	Dimboola	
10/12/2022	Wimmera Karen New Year Celebration	Horsham	Horsham and Nhill Karen Groups celebrated Karen New Year 2672 at Horsham College. The Karen New Year is an important date in the Karen lunar calendar, and it was an honour to support and attend this incredible event.
14/12/2022	Council briefing, Council Meeting, and the HSC Councillor and Senior management Christmas party.	Nhill	
17/12/2022	Meet the services, expo	The Patch, Nhill	This event was organised by the Wimmera Development Association, Nhill Learning Centre, and Wimmera Settlement Services.

			This partnership is important as it breaks down barriers between the Karen community and all emergency services and other vital services. Over 60 people attended, and it was a very successful family friendly event.
17/12/2022	Nhill Town Committee Christmas Carols	Jaypex Park, Nhill	
17/12/2022	Karen Christmas Celebrations	Uniting Church, Nhill	
22/12/2022	Hindmarsh Shire Staff Christmas Party	Dimboola	
11/01/2023	Four Mile Beach visit	Lake Hindmarsh	
14/01/2023	Tower Park Market	Dimboola	
14/01/2023	Jeparit Pool Opening	Jeparit	

Cr NELSON

No activity report received.

Cr ISMAY

No activity report received.

7 CORRESPONDENCE

7.1 GENERAL CORRESPONDENCE

Responsible Officer: Chief Executive Officer

Attachment Numbers: 2 – 7

Introduction:

The following correspondence is attached for noting by Council.

Inwards:

- 06/12/2022 – Letter from Anne Simms RE Taverner Street
- 12/12/2022 – Congratulatory Letter from Emma Kealy MP to Cr Ireland
- 12/12/2022 – Congratulatory Letter from Emma Kealy MP to Cr Albrecht
- 03/01/2023 – Letter to CEO from John Pesutto MP

Outwards:

- 13/01/2023 – Response Letter to Anne Simms RE Taverner Street
- 20/01/2023 – Response Letter to John Pesutto MP

RECOMMENDATION:

That Council notes the attached correspondence.

MOVED: CRS R Gersch/D Nelson

That Council notes the attached correspondence.

CARRIED

Attachment Numbers: 2 – 7

8 PLANNING PERMITS

8.1 VICSMART REPORT AND PLANNING APPLICATIONS APPROVED UNDER CEO DELEGATION

Responsible Officer: Director Infrastructure Services

Introduction:

This report provides Council with an update on VicSmart permits processed by Council for the period 01 October 2022 to 31 December 2022.

This report also lists the Planning Applications approved under delegation by the CEO for the same period.

Discussion:

The VicSmart planning permit process is a statutory process that was introduced to streamline ‘simple’ planning permit applications.

Key features of VicSmart include:

- A 10-business day permit process
- Applications are not advertised
- Information to be submitted with applications and what Council can consider is pre-set
- The CEO or his delegate decides the application.

The table below lists the VicSmart permits that have been approved within this period.

Permit No.	Address	Proposal	Date Lodged	Trigger	Date approved	Statutory Days
VS1797-2022	700 Nhill Yanac Rd, Nhill	Buildings and works to construct an agricultural building (farm machinery shed)	19/10/2022	Clause 35.07-4 of Farming Zone (FZ) – Buildings & works to construct an agricultural building within 100m of a waterway	08/11/2022	13
VS1807-2022	108 Ellerman St Dimboola	Development of land with a fence	14/11/2022	Clause 42.01-2 (Environmental Significance Overlay, Schedule 6 (ESO6) – A permit is required to construct a fence that may obstruct the flow of water.	21/11/2022	5

The following Planning Permit Applications were approved under delegation by the Chief Executive Officer, during this period.

Permit No.	Address	Proposal	Date Lodged	Trigger	Date Approved	Stat-utory Days
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PA1779-2022	1033 Dimboola East Rd Dimboola	Use & development of a Store (storage shed for personal vehicles and equipment)	30/05/2022	Clause 35.07 - (Farming Zone) – A planning permit is required for use of the land for a Store. A planning permit is also required to construct buildings and works.	11/10/2022	56
PA1727-2021-A1 – Amendment application	2-4 High St Dimboola (CFA Facility)	Amend preamble to include vegetation removal and amend plans to increase the length of the rear building by 1.7m and vegetation removal of one tree.	20/06/2022	Clause 42.01-2 – (Environmental Significance Overlay – ESO6) - A planning permit is required for vegetation removal.	11/10/2022	30
PA1788-2022	35-41 Sands Ave, Jeparit	Development of buildings and works to existing place of worship.	19/07/2022	Clause 32.05-10 (Township Zone) – A permit is required to construct a building or construct or carry out works for a use in Section 2 (permit required). Clause 43.01-1 (Heritage Overlay) – A permit is required to construct a building or construct or carry out works.	03/10/2022	41
PA1793-2022	7 High St Dimboola	Removal of vegetation.	07/09/2022	Clause 42.01-2 (Environmental Significance Overlay – Schedule 6) – A permit is required for vegetation removal.	19/10/2022	29
PA1765-2022	Riverside Street, Jeparit	Removal of native vegetation for the upgrade of the Jeparit Swimming Hole including earthworks, retaining wall and decking.	31/01/2022	Clause 52.17 (Native Vegetation) – A permit is required for the removal of native vegetation.	14/11/2022	6
PA1774-2022	29 Glenferness St, Nhill	Use and development of a Rural Store.	31/05/2022	Clause 35.07-1 (Farming Zone) – A permit is required to use land for a Rural Store. Clause 35.07-4 (FZ) – A permit is required to construct a building or construct or carry out works for a use in Section 2 of the FZ.	04/11/2022	139
PA1789-2022	18 Lochiel St Dimboola	External painting and alterations to the building & reduce the required number of car parking spaces required for use for trade supplies and food & drink premises.	16/09/2022	Clause 34.01-4 (Commercial Zone), Clause 43.01-1 (Heritage Overlay) and Clause 52.06-3 (Car Parking) - A permit is required to construct buildings and works (C1Z), for external painting and external alterations to the building (HO) and a reduction in the required rate of car	15/11/2022	60

				parking (Car Parking Clause).		
PA1798-2022	1 Faith St Dimboola	Development of alterations and additions to existing dwelling.	31/10/2022	Clause 35.07-4 (Farming Zone) – Buildings and works associated with a Section 2 use (dwelling) being an extension greater than 100m2 in area. Clause 44.04-2 – Land Subject to Inundation Overlay – Buildings and works.	21/11/2022	21
PA1802-2022	38 Taverner St Rainbow	Demolition of rear addition of existing building	08/11/2022	Clause 43.01-1 (Heritage Overlay) – A permit is required for the demolition of part of the building.	21/12/2022	29

Options

N/A

Link to Council Plan:

Facilitating and supporting economic development.

Financial Implications:

Fees associated with planning permit applications and amendments are set by the State in accordance with the Planning and Environment (Fees) Regulations 2016. These fees are currently being applied to all applications received by Council.

Risk Management Implications:

Risk is managed appropriately by adhering to the VicSmart process.

Conflict of Interest:

Under section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Author – Janette Fritsch, Manager Development

In providing this advice as the Author, I have no disclosable interests in this report.

Officer Responsible – Jessie Holmes, Director Infrastructure Services

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Communications Strategy:

Nil

Next Steps:

Next Report to be provided April 2023.

RECOMMENDATION:

That Council notes

- 1. VicSmart Planning Applications for the period 1 October 2022 to 31 December 2022; and***
- 2. Planning Applications approved under delegation by the Chief Executive Officer as listed above, for the period 01 October 2022 to 31 December 2022.***

MOVED: CRS M Albrecht/W Bywaters

That Council notes

- 1. VicSmart Planning Applications for the period 1 October 2022 to 31 December 2022; and***
- 2. Planning Applications approved under delegation by the Chief Executive Officer as listed above, for the period 01 October 2022 to 31 December 2022.***

CARRIED

8.2 APPLICATION FOR PLANNING PERMIT 1785-2022 – SUBDIVISION OF LAND INTO TWO (2) LOTS – 3320 NHILL-YANAC ROAD, YANAC VIC 3418

Responsible Officer:	Director Infrastructure Services
File:	Planning – Applications
Assessment:	166200
Application Number:	PA1785-2022
Application Received:	30 June 2022 (amended plan submitted 12 July 2022)
Applicant:	Ann Dickinson C/- Ferguson Perry Pty Ltd
Owner:	Michael N Dickinson
Subject Land:	3320 Nhill-Yanac Road Yanac VIC 3418 (Lot 1 Title Plan 812048F)
Proposal:	Subdivision of land into two (2) lots
Zoning & Overlays:	Farming Zone (FZ) Environmental Significance Overlay – Schedule 6 (ESO6)
Attachment Number:	8

Summary:

This report recommends that Council approves Planning Permit PA1785-2022 for the subdivision of land into two (2) lots on the subject land known as 3320 Nhill-Yanac Road Yanac VIC 3418 (Lot 1 Title Plan 812048F) for the reasons discussed in this report.

Background:

On 30 June 2022, Ferguson Perry Surveying Pty Ltd on behalf of Ann Dickinson lodged a planning application to the Responsible Authority for the subdivision of land into two (2) lots at 3320 Nhill-Yanac Road, Yanac.

Proposal Details:

The permit applicant, Ferguson Perry Surveying Pty Ltd, seeks approval for the subdivision of land into two (2) lots on the subject land at 3320 Nhill-Yanac Road, Yanac. The subject land comprises a broadacre cropping allotment with an area of approximately 115 hectares, and currently an existing dwelling setback approximately 415 metres from the Nhill-Yanac Road boundary.

It is proposed to excise the existing dwelling from the land and retain a balance agricultural parcel. Proposed Lot 1 (the house lot) will be approximately 3.67ha in area and contain the dwelling and scattered domestic outbuildings and native vegetation. Proposed Lot 2 (the balance lot) will comprise native vegetation patches and cropping land. Existing access to each lot will be maintained via the existing internal driveway to Nhill-Yanac Road, which is proposed to have a carriageway easement created to allow shared access.

Plan of the proposed subdivision is contained within Figure 1 below.

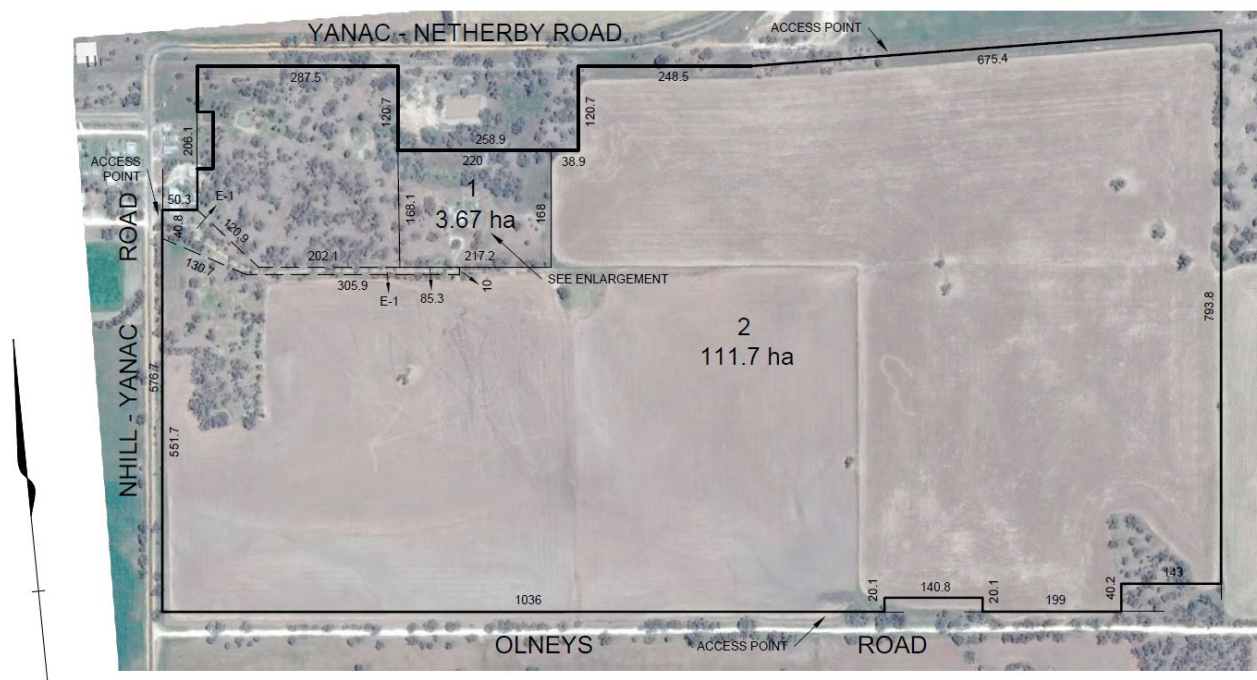


Figure 1: Proposed plan of subdivision.

Requirement for Permit:

A Planning Permit is required under the following clauses of the Hindmarsh Planning Scheme:

- Clause 35.07-3 (Farming Zone) – A permit is required to subdivide land.
- Clause 42.01-2 (Environmental Significance Overlay – Schedule 6) – A permit is required to subdivide land.

Definitions:

No relevant definitions are identified.

Restrictive Covenant or Section 173 Agreement:

The subject site is not affected by any Covenants or Section 173 Agreements.

Cultural Heritage Management Plan (CHMP):

A CHMP is not required as the proposal is not within land affected identified as an area of Aboriginal Cultural Heritage Sensitivity, as per Regulation 7 of the *Aboriginal Heritage Regulations 2018*.

Subject site & locality:

The subject site is known as 3320 Nhill-Yanac Road, Yanac (Lot 1 Title Plan 812048F), which comprises a single title of approximately 115 hectares bounded by Nhill-Yanac Road on the western boundary and Olneys Road on the southern boundary.

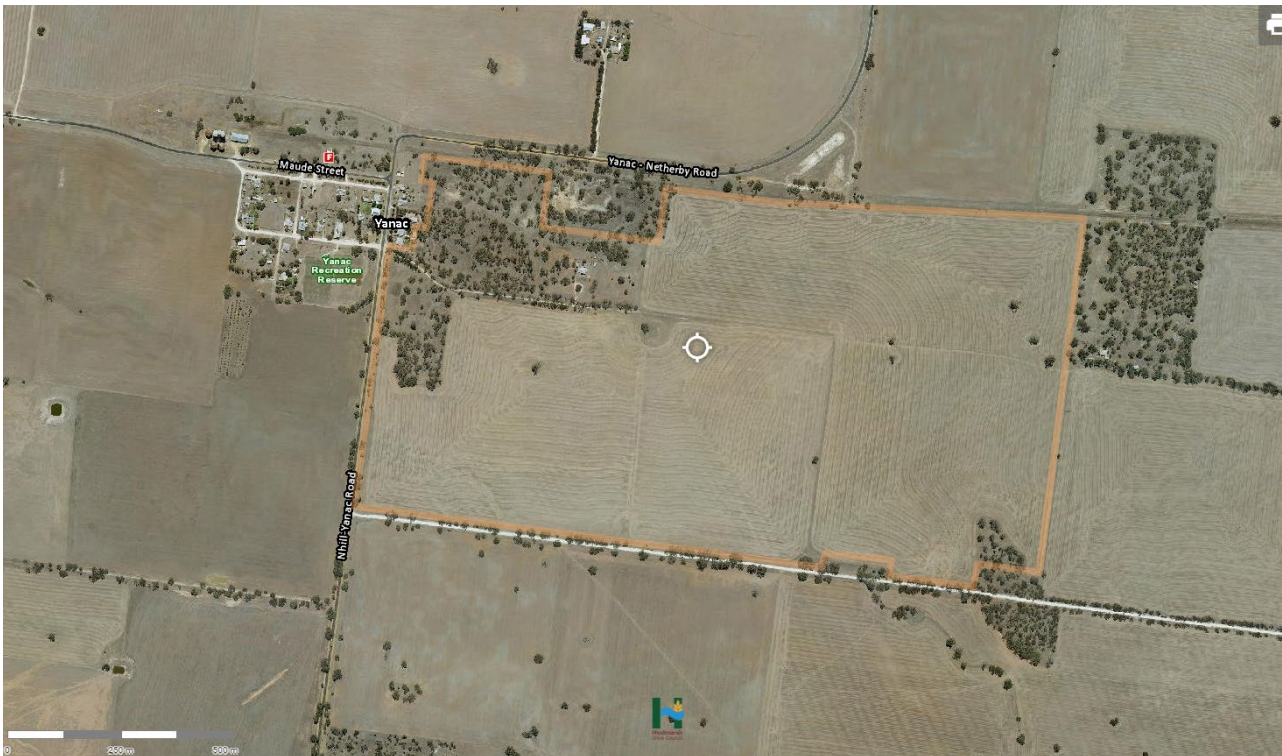
The land is generally flat, with minimal fall across the site. The land is currently used for broadacre cropping and contains a dwelling and associated domestic outbuildings in the north western pocket of the site, approximately 415m from the Nhill-Yanac Road boundary.

The site has existing access arrangements from both Nhill-Yanac Road and Olneys Road. There are dense pockets of native vegetation in the north western and south eastern corners of the site as well as several trees scattered across the site. The site appears to have access to reticulated power and telecommunications, but not water and sewer.

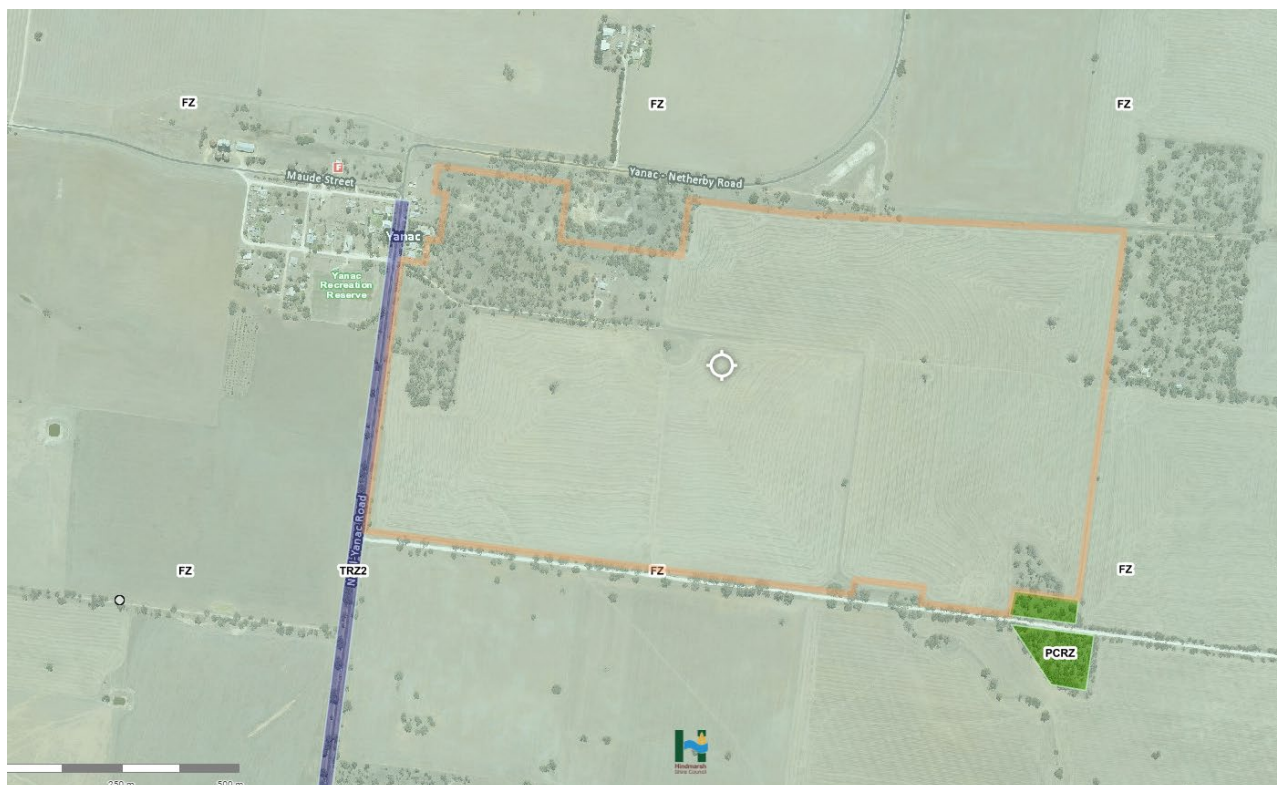
The surrounding area predominantly consists of land used for broadacre cropping and rural dwellings. The Yanac Town Centre is adjacent to the site to the west and a number of dwellings abut the site to the west.

An aerial image of the site and a zoning map is contained below.

Aerial Map below – Hindmarsh POZI



Aerial Map with Zoning below – Hindmarsh POZI



Section 52 Notice of Application

The application has been advertised pursuant to Section 52 of the *Planning and Environment Act 1987* by the following:

- Letters to adjoining and nearby property owners.
- Sign on the land.

No objections or submissions have been received to the proposal.

Referrals:

Referrals/Notice	Advice/Response/Conditions
Section 55 Referrals	
Wimmera Catchment Management Authority	Consent, no conditions. Response received 1 August 2022

Section 52 and Internal Notices	
Engineering	Conditional consent. Response received 18 August 2022
Department of Transport	Consent, no conditions Response received 9 November 2022

Planning Assessment:

Planning Scheme Requirements:

Planning Policy Framework:

Clause 02.03-4 Natural resource management
Clause 11.01-1L Settlement – Hindmarsh
Clause 14.01-1S Protection of agricultural land
Clause 14.01-2S Sustainable agricultural land use

Zoning Provisions:

Clause 35.07 – Farming Zone (FZ)

Clause 35.07-3 Subdivision

A permit is required to subdivide land. Clause 35.07-3 provides that a permit may be applied for to create a lot smaller than the minimum lot size (40 hectares) if it is to create a smaller lot for an existing dwelling and the subdivision is a two lot subdivision.

Clause 35.07-6 Decision Guidelines

The following decision guidelines are relevant to the assessment of this application.

General issues

- *The Municipal Planning Strategy and the Planning Policy Framework.*
- *Any Regional Catchment Strategy and associated plan applying to the land.*
- *The capability of the land to accommodate the proposed use or development, including the disposal of effluent.*
- *How the use or development relates to sustainable land management.*
- *Whether the site is suitable for the use or development and whether the proposal is compatible with adjoining and nearby land uses.*
- *How the use and development makes use of existing infrastructure and services.*

Agricultural issues and the impacts from non-agricultural uses

- *Whether the use or development will support and enhance agricultural production.*
- *Whether the use or development will adversely affect soil quality or permanently remove land from agricultural production.*
- *The potential for the use or development to limit the operation and expansion of adjoining and nearby agricultural uses.*
- *The capacity of the site to sustain the agricultural use.*
- *The agricultural qualities of the land, such as soil quality, access to water and access to rural infrastructure.*
- *Any integrated land management plan prepared for the site.*

Environmental issues

- *The impact of the proposal on the natural physical features and resources of the area, in particular on soil and water quality.*
- *The impact of the use or development on the flora and fauna on the site and its surrounds.*
- *The need to protect and enhance the biodiversity of the area, including the retention of vegetation and faunal habitat and the need to revegetate land including riparian*

buffers along waterways, gullies, ridgelines, property boundaries and saline discharge and recharge area.

- *The location of on-site effluent disposal areas to minimise the impact of nutrient loads on waterways and native vegetation.*

Planning Response:

The consideration of the relevant decision guidelines listed above is aided by relevant State and Local Planning Policy. Relevant policies relating to agricultural land emphasise the need to protect agricultural land from loss due to inappropriate small lot subdivisions diminishing the productive capacity of the land (Clause 02.03-4, Clause 14.01-1S and Clause 14.01-2S). This is encapsulated by the decision guidelines of the Farming Zone and the elevated weight that agricultural factors carry in deciding on an application. The planning scheme is unequivocal in ensuring that productive agricultural land is protected from continued encroachment of non-agricultural uses and inappropriate subdivision.

The subdivision seeks to excise an existing dwelling from the remainder of the land which will continue to be used for agricultural production. Ordinarily, the area of the dwelling lot should be the minimum amount necessary to accommodate the existing dwelling and any associated buildings and septic systems. The proposed dwelling lot has an area of 3.67 hectares which would usually be considered excessive for a dwelling excision. However, the proposed dwelling lot is covered in native vegetation and therefore is not valuable agricultural land. As such, the proposed boundaries are positioned appropriately to protect the balance of land for agriculture.

The proposal does not result in a greater demand for services or require additional service connections. The dwelling lot is of a sufficient size to retain and manage all stormwater and wastewater from the existing dwelling. All existing vehicle access arrangements will remain. Access to the dwelling lot is via a carriageway easement which is a suitable outcome to avoid fragmenting the balance lot.

Environmental issues are unlikely to result from the proposed the subdivision as it does not change the way the land is used and no additional buildings and works are proposed. As per the principles expressed in the decision *Villawood Properties v Greater Bendigo CC (Red Dot) [2005] VCAT 2703 (20 December 2005)*, Council must consider any future net losses to native vegetation as a result of the subdivision. Whilst no vegetation will be physically removed to achieve the proposed subdivision, creating a new lot will have this effect as the exemptions for native vegetation removal under Clause 52.17-7 (Fencing) apply as soon as the new titles are issued. This means that native vegetation within 4 metres of either side of the proposed boundaries of Lot 1 can be removed to enable the construction of a boundary fence. The applicant did not wish to seek a planning permit under Clause 52.17 for removal of native vegetation and as such a condition will be added to any permit issued showing that there is no native vegetation (trees) within 4m of a boundary, ensuring that this exemption cannot be applied to remove native vegetation in the future.

Taking into consideration the above, the proposal is considered to be appropriate in the context of the purpose and decision guidelines of the Farming Zone.

Overlay Provisions:

Clause 42.01 – Environmental Significance Overlay – Schedule 6 (ESO6)

Clause 42.01-2 Subdivision

A permit is required to subdivide land.

Clause 5.0 to Schedule 6 of Clause 42.01-2 Decision guidelines (relevant to the application)

Before deciding on an application, the Responsible Authority must consider, as appropriate:

- The Incorporated Document titled Shire of Hindmarsh, Wetlands and Catchments of Conservation Value (WCMA 2007) Decision Guidelines.

Planning Response:

It is considered that the proposed subdivision would not impact the objective of ESO6 which aims to protect the catchment area of significant wetlands. The proposal does not include any works elements; rather it creates a new lot located outside of the ESO6 area. Any future works that trigger permits under these Clauses will be assessed on their merits at the appropriate time.

Particular Provisions:

No relevant Particular Provisions are identified.

General Provisions

Clause 65 - Decision Guidelines

Because a permit can be granted does not imply that a permit should or will be granted. The Responsible Authority must decide whether the proposal will produce acceptable outcomes in terms of the decision guidelines of this clause.

Clause 65.01– Approval of an application or plan

Before deciding on an application or approval of a plan, the Responsible Authority must consider, as appropriate (relevant to the application):

- The matters set out in Section 60 of the Act.
- The Municipal Planning Strategy and the Planning Policy Framework.
- The purpose of the zone, overlay or other provision.
- Any matter required to be considered in the zone, overlay or other provision.
- The orderly planning of the area.
- The effect on the amenity of the area.
- The proximity of the land to any public land.
- Whether the proposed development is designed to maintain or improve the quality of stormwater within and exiting the site.
- The degree of flood, erosion or fire hazard associated with the location of the land and the use, development or management of the land so as to minimise any such hazard.

- The adequacy of loading and unloading facilities and any associated amenity, traffic flow and road safety impacts.

Clause 65.02– Approval of an application to subdivide land

Before deciding on an application or approval of a plan, the Responsible Authority must consider, as appropriate (relevant to the application):

- The suitability of the land for subdivision.
- The existing use and possible future development of the land and nearby land.
- The availability of subdivided land in the locality, and the need for the creation of further lots.
- The effect of development on the use or development of other land which has a common means of drainage.
- The subdivision pattern having regard to the physical characteristics of the land including existing vegetation.
- The density of the proposed development.
- The area and dimensions of each lot in the subdivision.
- The layout of roads having regard to their function and relationship to existing roads.
- The movement of pedestrians and vehicles throughout the subdivision and the ease of access to all lots.
- The provision and location of reserves for public open space and other community facilities.
- The staging of the subdivision.
- The design and siting of buildings having regard to safety and the risk of spread of fire.
- The provision of off-street parking.
- The provision and location of common property.
- The functions of any body corporate.
- The availability and provision of utility services, including water, sewerage, drainage, electricity and gas.
- If the land is not sewered and no provision has been made for the land to be sewered, the capacity of the land to treat and retain all sewage and sullage within the boundaries of each lot.
- Whether, in relation to subdivision plans, native vegetation can be protected through subdivision and siting of open space areas

Planning Response:

The proposal is appropriate taking into account the matters set out in Section 60 of the Planning and Environment Act 1987. Namely, the proposal satisfies the relevant provisions of the Hindmarsh Planning Scheme, notification and referrals were undertaken and no objections or concerns were received and there are no significant environmental, social or economic effects.

As deliberated throughout this report, the proposal is consistent with the Planning Policy Framework and the purpose and decision guidelines of the Farming Zone. The proposal

results in an orderly and desirable planning outcome as the boundaries are positioned appropriately to protect the balance of land for agriculture and appropriate conditions will be included on any permit issued to protect native vegetation within four metres of the proposed boundaries.

The land is suitable for a subdivision and dwelling excisions are common within the Farming Zone. The dimensions of each lot are appropriate taking into account the existing use and development of the land. Further, the proposed lots are of an adequate size to appropriately manage stormwater and wastewater from the existing buildings. Existing service connections and access will be maintained.

The site is not within an area of cultural or heritage sensitivity and is not prone to natural hazards. The proposed subdivision is unlikely to result in any environmental impacts and stormwater and wastewater can be managed appropriately on the proposed lots.

Discussion:

Planning Policy Framework (PPF) and Municipal Planning Strategy (MPS)

The proposal meets the objectives of the relevant provisions of the PPF and MPS for the reasons discussed earlier in this report.

Clause 35.07 Farming Zone

The proposal complies with the purpose and decision guidelines of Clause 35.07 for the reasons outlined in the planning response discussed above.

Clause 42.01 Environmental Significance Overlay Schedule and 6

The proposal complies with the purpose and decision guidelines of Clause 42.01 (Schedule 6) for the reasons outlined in the planning response discussed above.

Clause 65 Decision Guidelines

The proposal complies with the relevant decision guidelines of Clause 65 as discussed above.

Strategic, Statutory and Procedural Requirements:

The proposal is consistent with the Planning Policy Framework and the Municipal Planning Strategy, including the Farming Zone of the Hindmarsh Planning Scheme. The proposal is consistent with the Environmental Significance Overlay – Schedule 6.

Report to Council:

The Manager Development advises that all obligations of Council (strategic, statutory and procedural) have been addressed and discharged in this planning application.

Processing Times:

30/06/2022 The application was received.
12/07/2022 The application was amended.
18/07/2022 The fee was paid.

20/07/2022 The application was referred.
01/08/2022 Referral response received from Wimmera CMA.
11/08/2022 Meeting between applicant and Council to discuss HSC concerns.
19/08/2022 Engineering referral response received.
21/08/2022 Applicant requested Council delay making a decision.
29/09/2022 Applicant advised Council to proceed with V2 plan.
08/11/2022 Advertising instructions were sent to the applicant.
09/11/2022 Advertising letters sent by Council.
09/11/2022 Referral response received from Department of Transport.
15/11/2022 Advertising sign erected by owner.
05/12/2022 Statutory declaration returned.
01/02/2023 The report is being presented to Council at the meeting held 1 February 2023 (132 days).

The statutory processing time requirements of the *Planning and Environment Act 1987* have not been satisfied in this instance.

Conflict of Interest:

Under section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Officer Responsible: Jessie Holmes, Director Infrastructure Services

In providing this advice as the Officer Responsible, I have no interests to disclose.

Author: Ebony Cetinich , Consultant Town Planner, on behalf of Janette Fritsch, Manager Development.

In providing this advice as the Author, I have no interests to disclose.

Link to Council Plan:

N/A.

Financial Implications:

Nil

Risk Management Implications:

Nil

Communications Strategy:

Advise the Applicant of Council's decision.

Next Steps:

Issue the Permit if approved by Council.

RECOMMENDATION:

That Council approves planning application PA1785-2022 for the subdivision of land into two (2) lots on the subject land known as 3320 Nhill-Yanac Road Yanac VIC 3418 (Lot 1 Title Plan 812048F), subject to the following conditions:

Amended Plans

- 1. Prior to the endorsement of plans, an amended plan of subdivision to the satisfaction of the Responsible Authority must be provided to and approved by the Responsible Authority. When approved, the plan will be endorsed and will form part of the permit.***

In order to protect native vegetation from future removal, the amended plan must show that the boundaries of Lot 1 are not within 4 metres of any native vegetation (trees). All existing trees that are within 10 metres of the boundary of Lot 1 must be shown with the offset distance from the boundaries clearly annotated.

Endorsed Plans

- 2. The subdivision as shown on the endorsed plans shall not be altered or modified, whether or not in order to comply with any statute or statutory rule or local law or any other reason without the written consent of the Responsible Authority.***

Subdivision Conditions

- 3. The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity, gas and telecommunication services to each lot shown on the endorsed plan in accordance with the authority's requirements and relevant legislation at the time.***
- 4. All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.***
- 5. The plan of subdivision submitted for certification under the Subdivision Act 1988 must be referred to the relevant authority in accordance with Section 8 of that Act.***

Environmental Health Conditions

- 6. Prior to the issue of a Statement of Compliance for the subdivision hereby approved, the permit holder must demonstrate that the wastewater system associated with the existing dwelling complies with the relevant EPA Code of Practice for On-site Wastewater Management.***

If the system is found to be non-compliant, a compliant system must be installed to the satisfaction of the Responsible Authority.

Time Limit

7. The above-mentioned planning permit will expire if either of the following circumstances arise:

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

The Responsible Authority may extend the periods referred to if a request is made in writing in accordance with Section 69 of the Planning and Environment Act 1987.

MOVED: CRS R Gersch/W Bywaters

That Council approves planning application PA1785-2022 for the subdivision of land into two (2) lots on the subject land known as 3320 Nhill-Yanac Road Yanac VIC 3418 (Lot 1 Title Plan 812048F), subject to the following conditions:

Amended Plans

1. Prior to the endorsement of plans, an amended plan of subdivision to the satisfaction of the Responsible Authority must be provided to and approved by the Responsible Authority. When approved, the plan will be endorsed and will form part of the permit.

In order to protect native vegetation from future removal, the amended plan must show that the boundaries of Lot 1 are not within 4 metres of any native vegetation (trees). All existing trees that are within 10 metres of the boundary of Lot 1 must be shown with the offset distance from the boundaries clearly annotated.

Endorsed Plans

2. The subdivision as shown on the endorsed plans shall not be altered or modified, whether or not in order to comply with any statute or statutory rule or local law or any other reason without the written consent of the Responsible Authority.

Subdivision Conditions

- 3. The owner of the land must enter into agreements with the relevant authorities for the provision of water supply, drainage, sewerage facilities, electricity, gas and telecommunication services to each lot shown on the endorsed plan in accordance with the authority's requirements and relevant legislation at the time.**
- 4. All existing and proposed easements and sites for existing or required utility services and roads on the land must be set aside in the plan of subdivision submitted for certification in favour of the relevant authority for which the easement or site is to be created.**
- 5. The plan of subdivision submitted for certification under the Subdivision Act**

1988 must be referred to the relevant authority in accordance with Section 8 of that Act.

Environmental Health Conditions

- 6. Prior to the issue of a Statement of Compliance for the subdivision hereby approved, the permit holder must demonstrate that the wastewater system associated with the existing dwelling complies with the relevant EPA Code of Practice for On-site Wastewater Management.**

If the system is found to be non-compliant, a compliant system must be installed to the satisfaction of the Responsible Authority.

Time Limit

- 7. The above-mentioned planning permit will expire if either of the following circumstances arise:**
- (a) The plan of subdivision is not certified within two (2) years of the date of this permit; or**
 - (b) The subdivision is not completed within five (5) years of the date of certification.**

The Responsible Authority may extend the periods referred to if a request is made in writing in accordance with Section 69 of the Planning and Environment Act 1987.

CARRIED

Attachment Number: 8

9 REPORTS REQUIRING A DECISION

9.1 GOVERNANCE REPORT

Responsible Officer: Director Corporate and Community Services

Attachment Numbers: 9 – 11

Introduction:

This report seeks Council adoption of the Financial Hardship Policy and presents an update on Hindmarsh Shire Council's Domestic Animal Management Plan 2021-2025.

Discussion:

Financial Hardship Policy

Section 171A of the *Local Government Act 1989* (Vic) provides the following:

(1) A person who -

(a) is suffering financial hardship; or

(b) would suffer financial hardship if that person paid the full amount of a rate or charge for which he or she is liable—

may apply to a Council for the waiver of the whole or part of any rate or charge or of any interest imposed for late payment.

The amended Financial Hardship Policy was presented at the Council meeting on Wednesday 23 November 2022, where Council resolved to endorse the policy to be available for public consultation from Thursday 24 November 2022 to Thursday 15 December 2022. At the time of closing no submissions were received in relation to the policy.

Changes to the policy reflect the *Local Government Legislation Amendment (Rating and Other Matters) Act 2022*, and included updated provisions around payment plans, notice of amount owed, informal referrals to financial counselling services, rights of appeal, conflict of interest management and detailed provisions on the three relevant sections of the *Local Government Act 1989*; Deferment of Rates and Charges, Waiver of Rates and Charges and Waiver of Interest and Legal Charges.

The update to the policy reflects current legislative requirements and is in line with Council's current practices.

Domestic Animal Management Plan 2021-2025

Under Section 68A of the *Domestic Animals Act 1994*, every Council in Victoria must prepare a Domestic Animal Management Plan every four years in consultation with the Secretary of the Department of Environmental and Primary Industries. Council is required to review the Domestic Animal Management Plan (the Plan) on an annual basis and report on the performance measures against the identified actions in the current plan.

Council's Domestic Animal Management Plan 2021-2025 (the Plan) was adopted by Council on Wednesday 22 September 2021. The purpose of the Plan is to provide Hindmarsh Shire Council with a strategic framework that delivers policy direction and action plans for animal management over a four year period.

Council is required to review the plan annually and publish a review on the performance measures against the actions under Section 68A(3). The list of activities in the current Plan and achievement to date has been updated and provided as an attachment. Minor editorial changes have been made to the plan to update the number of animals registered and 2021 CENSUS data. The Plan now also directly lists the recurring training requirements of Local Laws Officers. Additionally, a small number of actions have had their dates amended to an achievable completion date. For a large portion of 2022, the second FTE Local Laws Officer was on Secondment, meaning that there was decreased capacity to meet the timelines noted in the document.

Options:

1. That Council adopts the Financial Hardship Policy and notes the Domestic Animal Management Plan Update.
2. That Council does not adopt the Financial Hardship Policy, requesting changes, and notes the Domestic Animal Management Plan Update.

Link to Council Plan:

Strong governance practices

Financial Implications:

Financial Hardship Policy

A successful application for waiver or deferment of rates and charges will impact Council's cumulative rates and charges for relevant periods. Additionally, the period for recovery of charges through legal processes will be in excess of two years.

Domestic Animal Management Plan 2021-2025

Items listed in the Domestic Animal Management Plan are included in the Annual Budget.

Risk Management Implications:

Financial Hardship Policy

The Financial Hardship Policy provides clear guidance around the objective, fair and consistent evaluation of financial hardship applications, ensuring that the risk of Council waiving rates in unnecessary circumstances, or failing to appropriately give due consideration to a legitimate application, is minimised.

Domestic Animal Management Plan 2021-2025

A robust Domestic Animal Management Plan ensures that Council is complying with its obligations under the *Domestic Animals Act 1994*, also decreasing high-risk incidences such as dog attacks and dangerous dog declarations. Increasing education around domestic

animal keeping ensures lower incidences of infringements and non-compliance in the community.

Relevant legislation:

Local Government Legislation Amendment (Rating and Other Matters) Act 2022

Local Government Act 2020

Local Government Act 1989

Domestic Animals Act 1994

Community engagement:

The Financial Hardship policy was available for public comment from 24 November 2022 to 15 December 2022. Community engagement processes were undertaken in the development of the Domestic Animal Management Plan 2021-2025 in 2021.

Gender equality implications:

A Gender Impact Assessment was conducted on both the updated Financial Hardship Policy and Domestic Animal Management Plan 2021-2025 as per the *Gender Equality Act 2020*.

Conflict of Interest:

Under section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Officer Responsible – Monica Revell, Director Corporate and Community Services

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Petra Croot, Manager Governance and Human Services

In providing this advice as the Author, I have no disclosable interests in this report.

Communications Strategy:

Financial Hardship Policy

The adopted policy will be published in Council's website, available for public access at Council offices and notice of its adoption will be published in Council's newsletter, e-news and on the Hindmarsh Shire Council Facebook page.

Domestic Animal Management Plan 2021-2025

The amended Domestic Animal Management Plan 2021-2025 will be published on Council's website, available for public access at Council offices and notice of its review and amendment will be published in Council's newsletter, e-news and on the Hindmarsh Shire Council Facebook page.

Next Steps:

As above.

RECOMMENDATION:

That Council:

- 1. Adopt the Financial Hardship Policy; and***
- 2. having reviewed the Domestic Animal Management Plan 2021 – 2025 receives the detailed outcomes achieved during 2022 and adopts the minor changes.***

MOVED: CRS W Bywaters/M Albrecht

That Council:

- 1. Adopts the Financial Hardship Policy; and***
- 2. having reviewed the Domestic Animal Management Plan 2021 – 2025 receives the detailed outcomes achieved during 2022 and adopts the minor changes.***

CARRIED

Attachment Numbers: 9 – 11

9.2 FINANCIAL REPORT FOR THE PERIOD ENDING 31 DECEMBER 2022

Responsible Officer: Director Corporate and Community Services
Attachment Number: 12

Introduction:

The Financial Report for the second quarter of the 2022/2023 financial year has been prepared, including explanations of variances where applicable, and is presented for the information of Council.

RECOMMENDATION:

That Council notes the Financial Report for the period ending 31 December 2022 as presented.

MOVED: CRS R Gersch/M Albrecht

That Council notes the Financial Report for the period ending 31 December 2022 as presented.

CARRIED

Attachment Number: 12

9.3 COUNCIL PLAN 2021-2025 PROGRESS REPORT

Responsible Officer: Director Corporate and Community Services

Introduction:

This report provides Council with a progress update on the actions for 2022/2023 taken against the Council Plan 2021-2025.

Discussion:

Council’s main strategic document the Council Plan 2021-2025 was developed and adopted in 22 September 2021. The document contains strategic objectives under four Themes Our Community; Built and Natural Environment; Competitive and Innovative Economy; and Good Governance & Financial Sustainability with annual actions on how Council will achieve the objective of the plan.

Progress on the 2022/2023 actions against the Plan are included below:

Theme One – Our Community

Action Item	Update on Action
Monthly and fortnightly e-newsletters distributed through emails and available on Council’s website	Q1 & Q2. Council continues to prepare and circulate fortnightly e-newsletters and monthly newsletters. Monthly Newsletters are printed for collection at all libraries, Council offices and a variety of businesses in Dimboola, Jeparit, Nhill and Rainbow. Council is now also including a 2-page newsletter with Community Care Accounts when they are being sent out each month.
Establish LGBTIQ+ Focus Groups to advise Council on key projects and initiatives	Q1. Expressions of Interest for the LGBTIQ+ Advisory Committee will be considered by Council on 26 October 2022. Q2. The LGBTIQ+ Advisory Committee met for the first time on Wednesday 7 December 2022. The meeting was informal with introductions and discussions regarding thoughts and activities for the committee.
Councillors and Council Officers attend advisory committees including Town Committees, Wimmera Mallee Pioneer Museum and Yurunga Homestead meetings	Q1 & Q2. Councillors and Council Officers attend Town Advisory Committees, Wimmera Mallee Pioneer Museum and Yurunga Homestead meetings.
Advocate for after school care and an increase childcare in Hindmarsh Shire.	Q1. The State Government are currently providing funding for schools to establish

	<p>after school care. Council is supporting the Wimmera Southern Regional Partnership Childcare feasibility study for the region.</p> <p>Q2. Council’s Director Corporate & Community Services and Project Management & Early Years Coordinator (PMEYC) met with By-five executives to discuss childcare in the region. A report has been commissioned by By-five identifying gaps in the region. Following this meeting Council’s PMEYC met with Rainbow Secondary College to discuss if there was any options of spaces for Childcare in Rainbow.</p> <p>Emerge (Hindmarsh’s Early Years provider) will be attending the March 2023 briefing session to discuss services in Councillors.</p>
<p>Implement the Hindmarsh Shire Youth Strategy</p>	<p>Q1. Council Officers are currently working through the actions identified in the Hindmarsh Shire Youth Strategy. Minutes of Youth Council meetings are provided to Councillors for information. Officers continue to communicate with Nhill Learning Centre/ The Patch to discuss ways in which Council can be involved, collaborate and/or provide support.</p> <p>Q2. Council Officers continue to work with community groups and organisations to continue implementing the Hindmarsh Shire Youth Strategy. Liaison with the Youth Council has been critical in ensuring we are implementing the strategy with a continued youth focus and input. Council officers continue to build relationships and opportunities to further be involved with youth, collaborate and provide support.</p>
<p>Work with various agencies to host and promote school holiday activities throughout the Shire.</p>	<p>Q1. September School Holidays were a success with over 400 attendances in total across all events held. Utilising our Libraries brought about fun science and crafty art activities. Collaborating with the Oasis in Rainbow, the Recreation Reserve in Dimboola, and the Jeparit Primary</p>

	<p>School and Hall allowed for ample amount of space to host Games Days and Outdoor Cinemas.</p> <p>Training for children of all ages in Animal First Aid with “Your Family Vet” and Human First Aid with “Casey Kosch” - Painting with local artist Maria La Grue, Tennis Coaching with Steffi McDonald, and a Cricket Fun Day were also included. The options appeared almost endless for the young people of the Hindmarsh Shire, and the enjoyment was clear in attendance numbers, and smiles on faces.</p>
<p>Continue to support early years services in Hindmarsh Shire</p>	<p>Q1. Council continues to provide buildings and funding to support early years services in Hindmarsh.</p> <p>Q2. Council liaises regularly with its Early Years Service provider Emerge, to ensure facilities meet the needs of Hindmarsh Shire families. Designs for access and facility improvements are proposed for several centres in early 2023 to enable Council to be ready for grants when they open.</p>
<p>Partner with Nhill Learning Centre to ensure barriers and views of the Karen and other multicultural communities are considered</p>	<p>Q1. Council’s Youth Officer attends Homework Club when available to connect and converse with the Karen community. Along with conversing with young people to develop relationships that allow openness and connectedness with a goal of utilising this relationship in the future to bring about more events and activities inclusive to all individuals residing in Hindmarsh.</p> <p>Q2. Council’s Director Corporate & Community Services attended the VEC Karen State Election information session at Nhill Learning Centre. The session was well attended. Officers will continue to liaise with the Karen community to hold future information sessions on Council services.</p>
<p>Support and host youth events that are accessible to all Hindmarsh Shire youth.</p>	<p>Q1. Youth Council are meeting regularly to discuss and organise events for Youth in Hindmarsh.</p>

	<p>Current initiatives include a Neon Disco Event in Rainbow in late October/early November. A FReeZA committee has been formed in Rainbow, and is also being formed in Dimboola and Nhill. These committees are being created by Youth Councillors and will attract their peers in local schools to form a group that will plan and organise FReeZA events using our State FReeZA funding. These groups will allow more young people to learn event planning and marketing skills, and give more Hindmarsh youth a chance to participate and have their wants/interests met through events/trainings/etc.</p> <p>Q2. Youth Council continue to meet regularly to discuss events, trainings and opportunities to bring to Hindmarsh. Most recently Youth Council have succeeded with their Youth Formal event, with nearly 100 young people in attendance. Youth Council continue to ensure and evaluate the accessibility of all opportunities they bring about for young people and are passionate about ensuring anyone who wishes to attend their events has the opportunity to do so.</p>
<p>Key documents translated into Karen</p>	<p>Q2. There have not been any key documents prepared to date. Hindmarsh Shire Libraries Nhill library is building the collection of books available in Karen as they become available for purchase.</p>
<p>Undertake Cultural Audit and Develop Strategy</p>	<p>Q1. A consultant has been approached and we are just waiting to receive further information and a quotation for the audit and strategy development.</p> <p>Q2. Officers have been trying to make contact with a consultant to provide this service. Unfortunately to date we have not received any firm information on when an audit and strategy can be developed.</p>
<p>Support our ageing community through hosting seniors concert, social connection activities including movie matinees and morning teas, and delivery of community</p>	<p>Q1. Monthly movie matinees continue to be held and are proving popular with the community.</p> <p>A Keith Potger concert was hosted in</p>

<p>care service</p>	<p>August 2022. Weekly Cuppa Connections are held in each library for interested community members. Q2. On Tuesday 23 August 2022 Hindmarsh Shire Council hosted Keith Potger who played to over 160 people at Nhill Memorial Community Centre. Community members travelled by bus for free from Rainbow, Jeparit and Dimboola, as well as other Shires to attend the 90-minute concert. This concert was funded by Council as part of the range of activities and events aimed at getting people out again following the COVID-19 pandemic lockdowns. Monthly Classic Movies have a regular following by HS Community members. People are welcome to attend the morning tea prior to the screening, which encourages personal reconnecting. Cuppa Connections in the libraries have been well attended. People have reconnected as well as making new friends. Some community members have gone on to volunteer or join community groups. Vulnerable people have also identified Hindmarsh Shire Libraries as safe spaces.</p>
<p>Support local community events such as the Rainbow Desert Enduro, Nhill Friday Fiestas in February, Peter Taylor Barefoot Tournament etc.</p>	<p>Q1. Support was provided to the Rainbow Desert Enduro event held in August 2022. Q2. Officers continue to provide support to event organisers assisting with completion of required permits issued through Council and external organisations.</p>
<p>Celebrate volunteers week, International Day of People with Disability and Harmony day</p>	<p>Q2. Hindmarsh celebrated International Day of People with Disability with an event held at the croquet club in Dimboola where members of the club assisted in teaching a number of individuals how to play croquet. There was also a free BBQ and some other games set up owned by council for people to play if they weren't interested in croquet. This event was a major success with multiple disability</p>

	support services in attendance among a number of other individuals.
Support culturally significant days including for first nations people	Q2. Facebook posts and recognition displayed for a number of these special days and weeks. Council officers continue to stay vigilant in recognizing these important days/weeks/months and ensuring attention is brought to them whether it be by a planned activity, flag raising, social media posting, or something else.
Provide community action grants to support Hindmarsh community groups and organisations	Q1. Round 1 of the community actions grants program will be recommended to Council on Wednesday 26 October 2022. Q2. Round 2 of the Community Action Grant program opened on 19 December 2022 and will close Friday 10 February 2023 for a report to be completed and submitted for consideration at the 2023 March Council Meeting.
Continue to advocate for funding for the Rural Outreach Program	
Advocate for and host a range of learning and skill development opportunities for all ages throughout Hindmarsh	Q1. Council and the Karen community leaders are liaising with the Victorian Electoral Commission to host an information session prior to the upcoming State election. Q2. Council have assisted in providing Teen Mental Health First Aid training for Youth Councillors and hope to continue to do this not only for Youth Council, but the wider community. Council Officers also continue to liaise and discuss what learning and skill development is needed in our communities and research ways to bring these about. Council Officers hope to bring about some more training and learning opportunities in the next quarter such as financial literacy, gambling education, and more.
Support and coordinate the volunteer taxi service in Nhill	Q1 & Q2. Council continues to coordinate and support the Volunteer Taxi Service in Nhill.
Work with community groups including Senior Citizens to re-establish following the	Q1. Council's Community Development and Social Support Officer continues to

<p>COVID-19 pandemic</p>	<p>liaise with Senior Citizens. Q2. Many community groups struggled to regroup post-lockdown, but have found new ways to operate. HSC assisted Nhill Senior Citizens to re-establish. The group regularly liaised with HSC regarding Covid safety requirements. Club president reported the numbers are returning and they have a number of new members in 2022.</p>
<p>Consider community garden opportunities in Dimboola</p>	<p>Q2. Council's Director Corporate & Community Services has liaised with a community member who was keen to establish a community garden on private property to discuss any permit requirements.</p>

Theme Two – Built & Natural Environment

<p>Action Item</p>	<p>Update on Action</p>
<p>Seal Dimboola Civic Hub Carpark; laneway between Lochiel Street and public amenities and Road between Wimmera Street and Carpark.</p>	<p>Q1. Works are scheduled to commence in late October / early November 2022. Q2. Works have recently been completed with the laneway and road sealed, and carpark asphalted. Car parking has been line marked, with provisions for electric charging and a disabled parking bay.</p>
<p>Implement glass collection throughout the Shire</p>	<p>Q1. Council is on track – having awarded the transfer station upgrade at the August Council meeting and ordering the residential 120lt purple bins with delivered expected in October 22. Q2. Council has received the purple bins and liaised with the contractor for roll out of bins in late February – collection to commence in early April, All households will receive letters in the late January 2023 about the service.</p>
<p>Work with Hindmarsh Landcare in addressing pest and weed problems throughout Hindmarsh including the weed Gazania which is spreading along roadside verges.</p>	<p>Q1. Council is currently collaborating with Hindmarsh Landcare to accurately map target areas. Q2. Hindmarsh Landcare will be looking to undertake this work with their volunteers in Quarter 3.</p>
<p>Seek funding for BMX dirt tracks, pocket parks, dog parks</p>	<p>Q2. Funding for these types of infrastructure improvements have not</p>

	<p>been available as yet, however monitoring for funding opportunities will continue.</p>
<p>Hold free green waste month in September and encourage residents to tidy their properties</p>	<p>Q1. Council accepted free green waste at Hindmarsh Transfer Stations from 1 September 2022 due to the significant wet weather free green waste collection has been extended until the end of October 2022.</p> <p>Q2. As result of the October Rain events – free green waste was extended to December 30 2022.</p>
<p>Implementation of Nhill streetscape plan</p>	<p>Q1. Council has allocated funding through LRCI Phase 3.</p> <p>A community survey and drop-in sessions were conducted seeking feedback on the first stage of implementation. 64% of respondents said the Nhill Lake Pathway was the highest priority with solar bollard lighting the preferred option.</p> <p>Q2. Quotations will be sought in early 2023 for the construction of the pathway from Victoria Street to the Nhill Lake foreshore including the installation of solar bollards.</p>
<p>Installation of solar heating on Nhill swimming pool</p>	<p>Q1. The current solar heating has been decommissioned and Council is awaiting works by the Department of Education on the roof to facilitate the installation of new solar heating.</p> <p>Q2. The Contract for installation has been awarded and Council is awaiting the Victorian School Building Authority works to be completed in Q3 for the solar to be installed.</p>
<p>Develop playground strategy</p>	<p>Q1. A Strategy is currently being drafted, consultation with the community will occur in February 2023.</p> <p>Q2. Playground Strategy Draft to be presented to Council at March Briefing.</p>
<p>Seek funding for all abilities access to the swimming pool and changeroom at Dimboola Swimming Pool</p>	<p>Q1. Tenders have been called for necessary maintenance to all four swimming pools, this will include all abilities hoists for Dimboola and Rainbow Swimming Pools.</p> <p>Council will continue to seek funding for changeroom upgrades at Dimboola</p>

	<p>Swimming Pool.</p> <p>Q2. All ability hoists have been ordered and are due to be installed in February.</p>
Seek funding to develop a Masterplan for the Dimboola Recreation Reserve	<p>Q1. Council was unsuccessful with the grant application for masterplan development.</p>
Seek funding to undertake a solar assessment on Council buildings and halls	<p>Q2. Awaiting suitable Sustainability Victoria funding round to be opened.</p>
Construction of shade structures at Dimboola and Nhill Skateparks	<p>Q1. Council has allocated funding through LRCI Phase 3. 8m x 4m cantilever structures have been ordered for the Dimboola and Nhill Skateparks with construction expected to be completed by the end of 2022.</p> <p>Q2. The concrete slabs for the shelters were constructed prior to Christmas 2022 however the delay in obtaining the building permit for the Nhill shelter has resulted in the delayed construction of the shelters. The shelters are expected to be completed in early January 2023.</p>
Consider opportunities and seek funding for lighting in public areas	<p>Q2. Public lighting will be installed in the car park of the Dimboola Library, the laneway beside the Dimboola SES Building, Lochiel Street, Dimboola, the Dimboola skate park and Nhill skate park in early 2023.</p> <p>Lighting in other public areas will be carried out as appropriate funding becomes available.</p>
Ensure Council representation on Western Highway Action Committee, Wimmera Regional Transport Group and Hindmarsh Landcare Network	<p>Q1. Council continues to have representatives on the Western Highway Action Committee, Regional Transport Group and Hindmarsh Landcare Network</p>
Continue to advocate for funding for Davis Park improvements	<p>Q1. Council continues to advocate for funding the improvements to Davis Park. An election commitment has been recently made by member for Lowan Emma Kealy of \$900,000 towards improvements should the liberal / national parties win government.</p> <p>Q2. Following a meeting between Council and the steering committee of the NDSC in mid-December 2022, plans for AFL compliance change rooms and an</p>

	<p>undercover spectator seating area are being amended as the proposed first stage of redevelopment. Future stages of development will be dependent upon funding becoming available for specific infrastructure.</p> <p>NDSC have provided Council with their prioritised preferences in January 2023.</p>
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Theme Three – Competitive and Innovative Economy

Action Item	Update on Action
Upgrades to ensuites at Dimboola Caravan Park	Q2. Awaiting quotes
Provide the business assistance grants program	<p>Q1. Round 1 of the Business Assistance Grants Program will be recommended to Council on 26 October 2022.</p> <p>Q2. Round 2 of the Business Assistance Grant program opened on 19 December 2022 and will close Friday 10 February 2023 for a report to be completed and submitted for consideration at the 2023 March Council Meeting.</p>
Promote Hindmarsh as a tourism destination to stop, stay and play	<p>Q1. Council continues to update the Visit Hindmarsh website with relevant information, and regularly posts on the Visit Hindmarsh Facebook page.</p> <p>Q2. New brochure designs have been completed and printed. These have been distributed to various Visitor Centre throughout Victoria (including Melbourne Visitor Hub) and Limestone Coast (SA). A drone has been purchased and video footage is being captured and edited for social media and website ongoing. There is ongoing support to get business and attractions listed on the Australian Tourism Data Warehouse. There is currently around 20 listed for the shire.</p>
Partner with West Vic Business to provide events and education for Hindmarsh businesses to come together, network and learn	Q1. Council hosted a Hindmarsh Business Networking Session in Rainbow in September. We are planning the next quarterly meeting for Dimboola, with a date yet to be determined.
Tourism information available in Hindmarsh	Q1. Council has recently received the new

<p>Shire business</p>	<p>Jeparit, Rainbow and Nhill brochures and awaiting an update of the Dimboola and HSC brochures. A brochure order form is currently being updated with the new brochures and will be circulated to local businesses and Visitor Information Centres.</p> <p>Q2. All new brochures were received by late-December. Brochures have been distributed to Visitor Centres around Victoria and will be distributed to local business on an on-going basis from January 2023</p>
<p>Seek funding for continued development of Hindmarsh Shire Caravan Parks including a Masterplan for Nhill Caravan Park</p>	<p>Q1. Council received funding through the Regional Tourism Investment Funding for an additional six cabins (1 Jeparit; 2 Rainbow; 3 Dimboola).</p> <p>The development of a masterplan for Nhill Caravan Park will commence in early 2023.</p> <p>Q2. A contract has been awarded for the design, construction and installation of the six cabins as mentioned above with installation expected in mid-2023.</p> <p>Identification of funding opportunities for the continued development of caravan parks is ongoing. Quotations for the development of a Master Plan for the Nhill Caravan Park will occur in early 2023.</p>
<p>Implementation of Council's economic development strategy</p>	<p>Q2. A review of Council's existing 2015-2020 Economic Development Strategy will occur in the first half of 2023 as part of the establishment of a new 2023-2028 strategy. Council is seeking quotations from appropriate qualified and experienced consultants to undertake both the review and establishment of a new strategy.</p>
<p>Seek funding and implement components of the Wimmera Mallee Pioneer Museum Masterplan</p>	<p>Q1. A key priority of the Masterplan, a Collection Significance Assessment has been completed. Funding opportunities are continuously looked for.</p> <p>Council officers will continue to recommend the committee look at the initial priorities, re-arranging of displays in-</p>

	<p>line with the masterplan that can be achieved with no funding required.</p> <p>Q2. Newly appointed WMPM secretary Iain Sedgman has completed a study of Liquid Fueled Lighting and Heating Appliances and is doing ongoing work on interpretive signage with support from Council Officers.</p>
Support Wimmera Development Association housing strategy	Q1 & Q2. Council continues to attend WDA housing strategy meetings.
Commence Silo Art at Llew Schilling Silo in Rainbow and Arkona Silo	<p>Q1. Planning and designs continue to be worked through for the Llew Schilling Silo. Drop-in sessions will be held in late October for Rainbow community members to view the initial designs and provide feedback.</p> <p>Q2. Positive feedback was received for the Silo design at several Drop in Sessions held in Rainbow. A Planning Permit application has been submitted and the Architect and engineers continue to work through design development with the goal of being ready for tender in late Q3 / early Q4.</p>
Construct new amenities at Rainbow Caravan Park	<p>Q1. A report will be presented to the 26 October Council meeting recommending awarding the contract for new amenities at the Rainbow Caravan Park.</p> <p>Q2. A contract was awarded at Council's October 2022 meeting for the design, construction and installation of a new amenities building at the Rainbow Caravan Park. Installation is anticipated mid-2023.</p>

Theme Four – Good Governance & Financial Sustainability

Action Item	Update on Action
Implementation of strategies identified in the Workforce Plan	<p>Q1. The development of an Employee Survey is underway, which HR is currently finalising the content to cover both Gender Equality and Workforce Plan requirements.</p> <p>The Gender Equality Action Plan has been developed and approved by the Commission. Recruitment, induction,</p>

	<p>position descriptions and onboarding are being reviewed as part of the implementation of Happy HR. Graduate/training programs are being offered for both Business Administration roles and Environmental Health positions. Flexible workplace options continue to be implemented.</p> <p>Q2. Human Resources have undertaken an Employee Survey, receiving a total of 84 submissions. A report on the survey will be completed in early 2023, with executive and senior managers, alongside HR, developing actions to be taken relating to the responses. Flexible workplace arrangements are being reviewed as a component of EBA negotiations – Council’s policies already allow for generous flexibility arrangements for staff. Leadership have continued to hold Safety and Efficiency meetings with outdoor staff and have undertaken site visits throughout the year, these are to be scheduled more frequently in 2023. A learning and development framework is in draft form, to be finalised and adopted in early 2023.</p>
<p>Online streaming of Council meetings through Council’s Facebook page</p>	<p>Q1. Council amended and adopted their Governance Rules on 31 August 2022 which included changes to the use of electronic means of communication for meetings. Council will continue to livestream all future Council meetings through Council’s Facebook Page.</p>
<p>Consideration of employing a trainee, or apprentice when vacancies arise throughout the year</p>	<p>Q1. Traineeship/Supported Study opportunities available for Business Administration and Environmental Health positions. A Customer Service trainee will commence with Council in late November 2022.</p> <p>Q2. Council has recently appointed an</p>

	Engineering Cadet to work with Council during University break. Our Customer Service Trainee commenced with Council in November 2022.
Community conversation sessions held annually in our four main towns	Q1. Community Conversation Sessions were held in October 2022 all four towns providing an update on Council projects, changes to waste management and providing an update on Capital Works. The Nhill session was livestreamed on Council's Facebook page for those unable to attend in person.
Drop-in sessions held allowing for community input on key documents or projects	Q1. Drop-in sessions were recently held in Nhill seeking input on the Nhill Streetscape Plan implementation. Q2. Drop-in sessions were held in December in Nhill, Dimboola, Jeparit and Rainbow to inform and assist business and committees to list services and attractions onto the Australian Tourism Data Warehouse. Follow-up and on-going support will be delivered throughout 2023 by Wimmera Mallee Tourism assisted by Council Officers.
Update Long Term Financial Plan	Q1. The updated Long Term Financial Plan was adopted by Council on 29 June 2022 as part of the annual budget.
Quarterly finance reporting to Council	Q1. Quarterly financial reports are presented to Council with quarter 1 presented to the 26 October Council meeting.
Ensure Council representation on Wimmera Development Association, Rural Council's Victoria, and Municipal Association of Victoria	Q1 & Q2. Council continues to have representatives on the WDA, RCV and MAV.
Quarterly Council plan reporting to Council	Q1. The first quarter update is being provided to Council on 26 October 2022. Q2. The second quarter update is being presented to Council on 1 February 2023
Implementation of gender equality action plan	Q1. The GEAP actions are currently being implemented by the Human Resources team as well as Manager Governance and Human Services. This includes redeveloping Council's Gender Equality Leadership Statement, planning training around inclusion, gender-based

	<p>discrimination and sexual harassment, and event planning for International Women’s Day and 16 Days of Activism. Gender Impact Assessments are also being undertaken for all policies, plans and projects that have a direct and significant impact on the community.</p> <p>Q2. A family violence leave memo was sent on 2 November 2022, outlining staff entitlements to FVL and signposting to support services.</p> <p>The Gender Equality leadership statement has been reviewed and will be displayed at Council worksites and included in employee inductions.</p> <p>As with the Workforce Plan, an employee survey has been undertaken. This included questions relating to accessibility, inclusion and discrimination.</p> <p>Council participated in the 16 Days of Activism Campaign, hosting a screening of Brazen Hussies at the Nhill Cinema and regularly posting Facebook content relating to the prevention of gender-based violence.</p> <p>Council staff who are regularly involved in interview panels have undertaken Unconscious Bias training in early December 2022.</p>
<p>Collaborate with Horsham Rural City Council, and Loddon Shire to implement the Rural Council Transformation Project</p>	<p>Q1. Council continues to collaborate with HRCC and Loddon on the implementation of the RCTP. The tender has been awarded and an implementation plan is now being developed.</p> <p>Q2. The tender for the RCTP software was awarded to Civica for their Altitude Software. Initial phases of the software installation has commenced with all three Councils working together to develop an appropriate General Ledger structure which includes work order structures. It is anticipated that the software will be ready to go live early in the 2023/2024 financial</p>

	year.
Audit & Risk Committee meetings review and consider Council risks at each meeting	Q1 & Q2. Council's Risk register is provided at each Audit & Risk Committee meeting for discussion and consideration.

Link to Council Plan:

The Council Plan is the overarching plan that sets the strategic objectives for Council over the four-year term and provides annual actions to achieve the plan under the four key themes.

Financial Implications:

Council's annual budget allocates funding to complete initiatives.

Risk Management Implications:

The preparation of the Council Plan, incorporating the Health and Wellbeing Plan, and Community Vision is a statutory requirement.

Relevant legislation:

The Council Plan was developed under the *Local Government Act 2020* and Public Health and *Wellbeing Act 2008*.

Community engagement:

Community engagement was undertaken as part of the development and adoption of the Council Plan 2021-2025.

Gender equality implications:

A gender impact assessment was not required.

Conflict of Interest:

Under section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Author and Officer Responsible – Monica Revell, Director Corporate & Community Services
In providing this advice as the Author and Officer Responsible, I have no disclosable interests in this report.

RECOMMENDATION:

That Council receives the Council Plan 2021-2025 second quarter actions 2022/2023 update.

MOVED: CRS R Gersch/M Albrecht

That Council receives the Council Plan 2021-2025 second quarter actions 2022/2023 update.

CARRIED

10 COUNCIL COMMITTEES

10.1 RAINBOW TOWNSHIP ADVISORY COMMITTEE

Responsible Officer: Chief Executive Officer

Attachment Number: 13

Introduction:

The Rainbow Township Advisory Committee held a meeting on 16 January 2023. The purpose of this report is to note the minutes from this meeting. A copy of the minutes is included as an attachment for the information of Council.

RECOMMENDATION:

That Council:

- 1. notes the minutes of the Rainbow Township Advisory Committee meeting held on 16 January 2023; and***
- 2. notes the resignations of Max Clark and Alison Ey from the Rainbow Township Advisory Committee.***

MOVED: CRS M Albrecht/D Nelson

That Council:

- 1. notes the minutes of the Rainbow Township Advisory Committee meeting held on 16 January 2023; and***
- 2. notes the resignations of Max Clark and Alison Ey from the Rainbow Township Advisory Committee.***

CARRIED

Attachment Number: 13

11 LATE REPORTS

No late reports.

12 NOTICES OF MOTION

**12.1 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (ALGWA)
NATIONAL CONFERENCE**

Responsible Councillors: Cr Wendy Bywaters & Cr Debra Nelson

Introduction:

The 2023 National Conference hosted by Australian Local Government Women's Association (ALGWA) and the Mornington Peninsula Shire Council is on from 17-20 May 2023 at RACV Cape Schanck Resort in Victoria.

The Conference brings councillors and officers together from across Australia, to advance female participation in Local Government and put a spotlight on issues facing women in the sector.

Delegates draw inspiration from thought-provoking presenters, network with other attendees and benefit from the tremendous peer support offered by ALGWA.

Now that Hindmarsh Shire Council is a member of the Australian local government women's Association it's important that council discuss having a delegate as we do for RCV and the MAV etc.

It is important that the list of council appointments to external organisation is as complete as possible, as council policy provides that the travel expenses and out-of-pocket expenses payable for attendance at meetings of these organisations.

A Councillors role with these organisations is to provide strategic input, influencing outcomes that are consistent with goals in Council's Plan, and be a communication conduit between the organisation and Council.

Link to Council Plan:

Demonstrate leadership on gender equity and promote respectful relationships through partnerships, programs, activities, spaces and education and Council's implementation of the *Gender Equality Act 2020*.

RECOMMENDATION:

That Hindmarsh Shire Council appoints a councillor delegate, and a councillor substitute for the Australian local government women's Association of Victoria.

Notice of Motion withdrawn by Cr W Bywaters.

13 OTHER BUSINESS

No other business.

14 CONFIDENTIAL REPORTS

In accordance with Section 66 (2) (a) of the *Local Government Act 2020*, Council may close the meeting to the public to consider confidential information. Confidential information is defined by part IV of the *Freedom of Information Act 1982*, and by Section 3 of the *Local Government Act 2020* as being:

- a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released;
- b) security information, being information that if released is likely to endanger the security of Council property or the safety of any person;
- c) land use planning information, being information that if prematurely released is likely to encourage speculation in land values;
- d) law enforcement information, being information which if released would be reasonably likely to prejudice the investigation into an alleged breach of the law or the fair trial or hearing of any person;
- e) legal privileged information, being information to which legal professional privilege or client legal privilege applies;
- f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs;
- g) private commercial information, being information provided by a business, commercial or financial undertaking that—
 - i. relates to trade secrets; or
 - ii. if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage;
- h) confidential meeting information, being the records of meetings closed to the public under section 66(2)(a);
- i) internal arbitration information, being information specified in section 145;
- j) Councillor Conduct Panel confidential information, being information specified in section 169;
- k) information prescribed by the regulations to be confidential information for the purposes of this definition;
- l) information that was confidential information for the purposes of section 77 of the *Local Government Act 1989*

RECOMMENDATION:

That the meeting be closed in accordance with section 66 (2) (a) of the Local Government Act 2020, to consider reports that contain confidential information as defined by section (3) of the Local Government Act 2020, and/or Part IV of the Freedom of Information Act 1982:

- 14.1 CONTRACT AWARD 2022-2023-12 FOOTPATH CONSTRUCTION – this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters;**
- 14.2 VARIATION OF WASTE MANAGEMENT CONTRACT NO. 2019-2020-04 KERBSIDE RECYCLING COLLECTION – this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters;**
- 14.3 VARIATION TO AWARDED COSTS AND AFFIXATION OF THE COUNCIL SEAL – REGIONAL AIRPORTS GRANT VARIATION – this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters; and**
- 14.4 JEPARIT SWIMMING HOLE / RIVERSIDE PRECINCT - AMENITIES BUILDING – this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters.**

MOVED: CRS R Albrecht/Nelson

That the meeting be closed in accordance with section 66 (2) (a) of the Local Government Act 2020, to consider reports that contain confidential information as defined by section (3) of the Local Government Act 2020, and/or Part IV of the Freedom of Information Act 1982:

- 14.1 CONTRACT AWARD 2022-2023-12 FOOTPATH CONSTRUCTION – this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters;**
- 14.2 VARIATION OF WASTE MANAGEMENT CONTRACT NO. 2019-2020-04 KERBSIDE RECYCLING COLLECTION – this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters;**
- 14.3 VARIATION TO AWARDED COSTS AND AFFIXATION OF THE COUNCIL SEAL – REGIONAL AIRPORTS GRANT VARIATION – this report contains “Council business information, being information that would prejudice the Council’s**

position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters; and

- 14.4 JEPARIT SWIMMING HOLE / RIVERSIDE PRECINCT - AMENITIES BUILDING**
– *this report contains “Council business information, being information that would prejudice the Council’s position in commercial negotiations if prematurely released” insofar as it pertains to contractual matters.*

CARRIED

15 LATE CONFIDENTIAL REPORTS

16 MEETING CLOSE

There being no further business, Cr B Ireland declared the meeting closed at 4:43pm.

POLICY



Media Policy

1 Purpose

The purpose of this policy is to establish protocols for managing communication between Council and media, including who is authorised to respond to media enquiries and on what issues.

The aim of the policy is to protect and enhance the reputation of Council by ensuring the coordinated, coherent, professional, accurate, and reliable presentation of Council and Council business.

2 Scope

This policy applies to all Councillors, including the Mayor, all Youth Councillors and all Council employees.

For the purposes of this Policy the reference to Council employees includes—

- Full-time, part-time and casual employees;
- Contractors and agency personnel;
- Members of Council committees including Advisory Committees; and
- Volunteers.

3 Definitions

Council

means Hindmarsh Shire Council

CEO

means Chief Executive Officer

Media

For the purposes of this policy, the term media refers to, but is not limited to:

- print and digital outlets and associated online channels (including newspapers and magazines)
- TV news and other broadcast programs
- Online news outlets
- Radio stations

Media Release

It does not refer to Social Media (refer to the Social Media Policy). means any information the Council proactively provides to Media, including via the Council's website.

Social Media

means the online technologies, platforms and practices that people use to share content, opinions, insights, experiences, perspectives, and media themselves. This is media for social interaction enabled

by a plethora of web technologies.

4 Policy

1. Based on the principles of democracy, Hindmarsh Shire Council encourages open, prompt, and accurate communication with the media, with an emphasis on promoting a positive, progressive and professional image of Council.
2. It is vital that all media enquiries are treated by the official spokespersons, efficiently and courteously with due regard to the fact that all media work to stringent deadlines, that require prompt responses. All enquiries by media received by persons other than an official spokesperson must be passed on to the relevant official spokesperson as soon as practicable. A
3. Council will maintain good working relationships with all media organisations. To maintain these relationships, there will be no exclusive stories provided to individual media outlets. Doing so has the potential to damage relationships with other media outlets and restricts Council's ability to achieve the best coverage possible for stories that promote the work and services of Hindmarsh Shire Council.
4. The Mayor and Chief Executive Officer are the official spokespersons on all matters relating to Council decisions, policy, interpretation of policy, or reaction to external matters. Where appropriate or expedient for a specific issue, the Mayor or CEO may authorise another Councillor to make a statement (on behalf of Council). This includes instances where a Council decision is made and the Mayor is absent due to a declared conflict of interest. In the absence of the Mayor, the Acting spokesperson shall be nominated in the following order:
 - Deputy Mayor, and
 - Any other elected member at the discretion of the Mayor.
5. The CEO is the official spokesperson for staffing and other organisational matters. Other Council employees may be delegated by the Chief Executive Officer to discuss a specific issue.
6. Media comment by the official spokespersons must accurately reflect Council's position on the topic as determined by Council in adopted documents, including the Council Plan and Vision, Strategies, Policies, Budget and Minutes.
7. In the case of matters with possible legal consequences, any statements made to the media must be authorised by the Chief Executive Officer.
8. Any person who wishes to make a personal statement on a topic must clearly inform the media:
 - their comment is being made as an individual
 - their comments are not necessarily the 'official' view of the Council
 - the matter has (or has not) been determined by the Council, and
 - the majority of Council may hold a different opinion.

Persons should consider the short- and long-term impact of such personal comments, and the possible detrimental impact on Council credibility and unity. Comments which are critical of majority Council decisions or Councillors will damage credibility and unity. Comments by Councillors must be in accordance with the Councillor Code of Conduct. Comments by employees must be in accordance with the Employee Code of Conduct.

9. All decisions made in open Council are public and can readily be quoted, or made available, to the media. Matters of staff, personal privacy, contract and legal proceedings may be restricted, as their discussion may contravene Council's duty of care, contractual obligations, or legislation. Councillors and Council employees are required to comply with the statutory requirements contained in the *Privacy and Data Protection Act 2015* and *Local Government Act 2020*, which prohibit the disclosure of personal and confidential information. Matters raised in closed Council sessions are confidential and cannot be discussed with the media.
10. Council employees will not engage in media activity that may be to the personal advantage of a Councillor (i.e. during an election campaign). During local government election campaigns, Councillors must ensure that their media comments as a candidate are clearly distinguished from their role as a Councillor. During this period, Council's Election Period Policy shall apply.
11. All media releases distributed by Council will be produced according to Council's *Media Release Process*.
12. All items of advertising must be approved by the Chief Executive Officer prior to submitting to the media.
13. In relation to social media, the Social Media Policy applies.
14. Breach of this policy may lead to disciplinary action under the relevant Code of Conduct.

5 Administrative Updates

It is recognised that, from time to time, circumstances may change leading to the need for minor administrative changes to this document. Where an update does not materially alter this document, such a change may be made administratively. Examples include a change to the name of a Council department, a change to the name of a federal or state government department, and a minor update to legislation which does not have a material impact. However, any change or update which materially alters this document must be by resolution of Council.

6 Charter of Human Rights and Responsibilities Act 2006

This policy has been reviewed against and complies with section 13 of the *Charter of Human Rights and Responsibilities Act 2006*, as this policy aligns with and provides for the protection of an individual's right not to have their privacy unlawfully or arbitrarily interfered with. It is also in line with section 18, which recognises a person's right to participate in the conduct of public affairs.

7 Related documents

Council Documents
Hindmarsh Shire Council Social Media Policy Hindmarsh Shire Council Media Release Process Hindmarsh Shire Councillor Code of Conduct Hindmarsh Shire Council Employee Code of Conduct Hindmarsh Shire Council Policy Framework Hindmarsh Shire Council Governance Rules and Election Period Policy Municipal Emergency Management Plan Privacy Policy
Legislation
<i>Local Government Act 2020</i> <i>Privacy and Data Protection Act 2015</i> <i>Charter of Human Rights and Responsibilities Act 2006</i>

8 DOCUMENT CONTROL

Media Policy		Policy Category	COUNCIL
Version Number	3.0	Policy Status	APPROVED
Approved/Adopted By	Council	Approved/Adopted on:	17 December 2020
Responsibility	CEO	Review Date	17 December 2023
Version History	Date	Version	Description
	November 2009	1.0	Creation of Policy
	6 December 2017	2.0	Update of Policy
	17 December 2020	3.0	Review of Policy
	9 February 2023	4.0	Policy Review

POLICY



C014 Policy Framework

1 Purpose

To ensure that all Hindmarsh Shire Council (**Council**) policies are necessary, current, relevant, useful and compliant with current legislation, by providing a framework for their design, approval, implementation, monitoring and review.

2 Scope

This Policy Framework applies to all Hindmarsh Shire Council Policies. These policies incorporate:

- Mandatory policies required under legislation or regulations;
- Policies required to articulate a matter of public policy, statement or strategic direction of Council for decision-making purposes on matters affecting the wider community; Policies that establish the required behaviours, conduct, safety and wellbeing of Councillors, volunteers and staff; and
- Policies required to give direction to the operational areas of Council in the delivery of services and corporate administration.

3 Definitions

Operational Policies are policies that focus on the internal administration of Council and do not have any direct or significant impact on the public. These policies are approved by the CEO or Executive Management Team. It is not necessary for Operational Policies to be formally adopted by Council, unless they have material consequence for Council's budget.

Council Policies are policies generated by Council's strategic direction which have attributes that directly impact on the public. These policies are adopted by resolution of Council.

Document Master List a listing of all Council policies, procedures, frameworks, plan, forms, templates, guidelines and other such related documents which is stored centrally on Council's electronic records management system.

Frameworks are documents that set out the broad principles required to guide Council plans, policies and procedures.

Policy is a document that regulates, directs and controls actions and conduct. Policies give effect relevant Council principles, values, goals and strategies and help improve overall risk exposure. Policies can range from broad philosophies to specific rules but they do not contain procedural content.

Policy Owner means the position/department/unit with overarching responsibility for the policy. The Policy Owner must ensure that the policy is relevant and implemented, maintained, reviewed and approved.

Principles are the fundamental norms, rules or values that govern the policy.

Procedure is a document that tells users how to, and who will, implement the policy. Procedures are specific, factual, succinct and to the point. They do not include detailed descriptions of routine processes, timelines, forms and templates, which may be subject to frequent modification at the user level.

4 Principles

The *Policy Framework Policy* defines the principles for the development of policies that provide direction for Council. Hindmarsh Shire Council will:

- Develop and adopt policy positions that are consistent with the *Local Government Act 2020* and other relevant Acts of Parliament;
- Establish Council Policies that will assist in effective governance of the municipality and Operational Policies that will assist in the effective governance of the organisation.
- Require all current Council and Operational Policies to be reviewed and updated periodically, as a minimum every four years;
- Formally revoke stand-alone policies that have been reviewed and are no longer deemed relevant or have been incorporated into other strategies of policies adopted by Council (Council Policies) or the Chief Executive Officer (Operational Policies);
- Require adopted Council Policies to be publicly available on Council's website;
- Assign responsibility and accountability to all policies to ensure due diligence;
- Prepare all policies and procedures with consistent and appropriate formatting, ensuring all administrative policy requirements are met;
- All policies will be developed in consultation with relevant key stakeholders, with reference to Council's Community Engagement Policy and Enterprise Bargaining Agreement, where appropriate and necessary.
- Policies may stand alone or be connected with, or derived from, other policies, legislation, regulations or local law.
- Council will comply with mandated legislative and judicial requirements such as those relating to:
 - The Australian Constitution;
 - Relevant Commonwealth and State Acts of Parliament including the *Local Government Act 1989* and the *Local Government Act 2020*;
 - Human Rights legislation;
 - Equal Opportunity, Access and Inclusion and Gender Equality legislation.

- Once a policy has been adopted, the Manager Governance and Human Services will upload a copy to Council's electronic records management system and communicate it in the appropriate way.

5 Supporting documents

Council Documents
Policy Development, Implementation, Review and Approval Procedure Policy Template Procedure Template Community Engagement Policy
Legislation
<i>Local Government Act 2020</i> <i>Local Government Act 1989</i> <i>Gender Equality Act 2020</i> <i>Charter of Human Rights and Responsibilities Act 2006</i>

6 Document Control

Policy Framework		Policy Category	COUNCIL
Version Number	1.01	Policy Status	APPROVED
Approved/Adopted By	COUNCIL	Approved/Adopted on:	5 February 2020
Responsible Officer	Manager Governance and Human Services	Review Date:	5 February 2023
Version History	Date	Version	Description
	5 February 2020	1.00	New Policy
	February 2023	1.01	Administrative Policy Review

POLICY



C016 Public Interest Disclosure Policy

1 Purpose

To establish a policy and procedure for reporting and handling disclosures of improper or corrupt conduct, or detrimental action, by Hindmarsh Shire Councillors, special committee members or employees.

2 Scope

This policy applies to all Hindmarsh Shire Councillors, special committee members, volunteers, contractors and employees, as well as any person who makes a public interest disclosure in accordance with the *Public Interest Disclosures Act 2012*.

3 Definitions

Council means Hindmarsh Shire Council

Detrimental Action means (under section 3 of the PID Act);

- action causing injury, loss or damage;
- intimidation or harassment; and
- discrimination, disadvantage or adverse treatment in relation to a person's employment, career, profession, trade or business, including the taking of disciplinary action.

Under the PID Act it is an offence for an employer to take, or threaten to take, detrimental action against person in because the employer believes that the person has given information to the office of the Ombudsman. The person need not have actually taken the action, but can just have threatened to do so. The person need not have taken or have threatened to take the action against the person themselves, but can have incited or permitted someone else to do so. The detrimental action need not be taken against a discloser, but against any person.

The PID Act makes it an offence for a person to take detrimental action against a person in reprisal for a protected disclosure. Detrimental action can be taken by any person. However, a disclosure made under the PID Act can only be made about detrimental action by a public officer or public body.

Corrupt Conduct means conduct

- a) of any person that adversely affects the honest performance by a Public Officer or Public Body of his or her or its functions as a Public Officer or Public Body; or
- b) of a Public Officer or Public Body that constitutes or involves the dishonest performance of his or her or its functions as a Public Officer or Public Body; or
- c) of a Public Officer or Public Body that constitutes or involves knowingly or recklessly breaching public trust; or
- d) of a Public Officer or a Public Body that involves the misuse of information or material acquired in the course of the performance of his or her or its functions as a Public Officer

or Public Body, whether or not for the benefit of the Public Officer or Public Body or any other person; or

- e) that could constitute a conspiracy or an attempt to engage in any conduct referred to in the above paragraphs,

being conduct that would, if the facts were found proved beyond reasonable doubt at a trial, constitute a Relevant Offence

Discloser means a person who makes a disclosure that may be public interest disclosure

Improper Conduct means

- a) Corrupt conduct;
- b) conduct of a Public Officer or a Public Body engaged in by the Public Officer or Public Body in their capacity as a Public Officer of Public Body that constitutes:
 - i. A criminal offence;
 - ii. Serious professional misconduct;
 - iii. dishonest performance of public functions;
 - iv. an intentional or reckless breach of public trust
 - v. an intentional or reckless misuse of information or material acquired in the course of the performance of the functions of the public officer or public body;
 - vi. a substantial mismanagement of public resources;
 - vii. a substantial risk to the health or safety of one or more persons;
 - viii. a substantial risk to the environment; or
- c) conduct of any person that
 - i. adversely affects the honest performance by a public officer or public body of their functions as a public officer or public body;
 - ii. is intended to adversely affect the effective performance or exercise by a public officer or public body of the functions or powers of the public officer or public body and results in the person, or an associate of the person, obtaining:
 - A. zthat the person or associate would not have otherwise obtained; or
- d) conduct of any person that could constitute a conspiracy or attempt to engage in any of the conduct referred to the in the above paragraphs.

Independent Broad-based Anti-Corruptions Commission (IBAC) is Victoria's anti-corruption body with responsibility for identifying and preventing serious corrupt conduct across the whole public sector, including members of Parliament, the judiciary and state and local government.

IBAC Act means the *Independent Broad-based Anti-Corruptions Commission Act 2011*

Natural Person means a human being, not a legal entity like a body corporate

PID Act means *Public Interest Disclosure Act 2012*

Public Interest Disclosure means disclosure by a natural person of information that shows / tends to show or information that the person reasonably believes shows / tends to show improper conduct or detrimental action (previously a protected disclosure)¹.

¹ Public Interest Disclosure Act 2012 Section 9.

Public Interest Complaint means a public interest disclosure that has been determined by IBAC, the Victorian Inspectorate or IOC to be a Public Interest Complaint.²

Public Interest Disclosure Coordinator has a central role in distributing information or assistance in the internal reporting system.

Public Interest Disclosure Officer will be a contact point for general advice about the operation of the PID Act.

Serious Professional Misconduct means conduct that constitutes a serious breach of an established professional code of conduct and/or other serious departures from the person's professional responsibilities.

Welfare Manager is responsible for looking after the general welfare of any persons making public interest disclosures.

4 Policy

4.1 Introduction

Hindmarsh Shire Council is committed to the aims and objectives of the *Public Interest Disclosures Act 2012 (PID Act)* as amended. It does not tolerate improper conduct by its employees, officers or members, nor the taking of reprisals against those who come forward to disclose such conduct.

Hindmarsh Shire Council recognises the value of transparency and accountability in its administrative and management practices, and supports the making of disclosures that reveal corrupt conduct, conduct involving a substantial mismanagement of public resources, or conduct involving a substantial risk to public health and safety or the environment.

Hindmarsh Shire Council takes seriously its responsibilities to persons who may make a disclosure in respect to improper conduct or corruption. This policy has been established to ensure the confidentiality of any persons making a disclosure, and their welfare are protected. All reasonable steps will be made to protect such persons from any detrimental action in reprisal for making the disclosure. It will also afford natural justice to the person who is the subject of the disclosure.

This Policy establishes a system for reporting disclosures of improper or corrupt conduct or detrimental action by Hindmarsh Shire Councillors or employees.

The PID Act provides protection from detrimental action to any person affected by a protected disclosure and establishes a system for the matters disclosed to be investigated and rectifying action to be taken. Under the PID Act, any person can be one who makes a disclosure, is a witness, or a person who is the subject of an investigation.

² Public Interest Disclosure Act 2012 Section 6.

4.2 What is Public Interest Disclosure

A public interest disclosure is a report about the **improper conduct** of public bodies or public officers that a person makes to any organisation specified in Part 2 of the PID Act, which includes a Council.

A public interest disclosure can also be made about **detrimental action** that a public officer or public body takes against a person in reprisal for them (or another person) having made a protected disclosure or cooperated with the investigation of a protected disclosure.

The disclosure can relate to conduct or action that may have already taken place (including conduct that occurred before the PID Act came into effect on 10 February 2013), may be occurring now, or may happen in the future.

A complaint or allegation that is already in the public domain will not normally be a protected disclosure – for example, if the matter has already been subject media or other public commentary.

Term	Example
Improper Conduct	<p><i>To avoid closure of a town's only industry, an environmental health officer ignores or conceals evidence of illegal dumping of waste.</i></p> <p><i>A finance officer approves a colleague's corporate expense account for payment even though it appears to have non-work related expenditure items listed.</i></p> <p><i>A building inspector tolerates poor practices and structural defects in the work of a leading local builder.</i></p> <p><i>A Council employee is witnessed using a Council grader on private property on a weekend.</i></p>
Corrupt Conduct	<p><i>A Council officer takes a bribe or receives a payment other than his or her wages or salary in exchange for the discharge of a public duty.</i></p> <p><i>A Council officer favours unmeritorious applications for jobs or permits by friends and relatives.</i></p> <p><i>A Council officer or Councillor sells confidential information.</i></p>
Detrimental Action	<p><i>Council refuses a deserved promotion of a person who makes a disclosure.</i></p> <p><i>Council demotes, transfers, or isolates in the workplace or changes the duties of a discloser due to the making of a disclosure.</i></p> <p><i>A person threatens, abuses, or carries out other forms of harassment directly or indirectly against the discloser, his or her family or friends.</i></p>

	<i>Council discriminates against the disclosure or his or her family and associates in subsequent applications for jobs, permits or tenders.</i>
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4.3 Who can make a disclosure?

Any natural person can make a disclosure about improper conduct or detrimental action—including members of the public and employees of Council.

A disclosure may

- be made by an individual or by a group;
- be made anonymously;
- be made even when the discloser is unable to identify precisely the individual or the organisation to which the disclosure relates; and
- also be a complaint, notification or disclosure (however described) made under another law.

4.4 Who can a disclosure be made to?

A person must make a disclosure, allegation or complaint to the appropriate person or body for the disclosure to be assessed as a protected disclosure under the PID Act.

Hindmarsh Shire Council can only receive disclosures that relate to the conduct of:

- a. Its own officers or employees
- b. A person/s whose actions relate to a Hindmarsh Shire Council officer or employee
- c. Members of a Council Advisory or Community Asset Committee

If Hindmarsh Shire Council receives a disclosure about an employee, officer or member of another public body, Hindmarsh Shire Council will advise the person making the disclosure as to whom the correct person or body the disclosure should be made.

Disclosures relating to Hindmarsh Shire Council, its employees, or members of special committees can be made to:

- **Public Interest Disclosure Coordinator** – Director Corporate and Community Services
- **Chief Executive Officer**
- **Public Interest Disclosure Officer** – Manager Governance & Human Services
- **Welfare Manager** – Human Resources & Safety Officer
- **Supervisor** of the discloser or of the person who is the subject of the disclosure. The supervisor will make the matter immediately known to the Public Interest Disclosure Coordinator for further action in accordance with the PID Act.

A disclosure about improper conduct or detrimental action by Hindmarsh Shire Council, or its employees may also be made directly to the Victorian Ombudsman, IBAC, the Victorian Inspectorate (in relation to IBAC and the Public Interest Monitor) or Victoria Police (for limited types of disclosures).

Disclosures relating to **Councillors** must be made directly to the Ombudsman or IBAC.

Victorian Ombudsman

Level 9, North Tower, 459 Collins Street, Melbourne VIC 3000

Internet: www.ombudsman.vic.gov.au

Email: ombudvic@ombudsman.vic.gov.au

Phone: (03) 9613 6222

Toll Free (regional only): 1800 806 314

IBAC

Level 1, North Tower, 459 Collins Street, Melbourne, VIC 3000

Internet: www.ibac.vic.gov.au

Phone: 1300 735 135

The following table sets out to whom a disclosure can be made depending on the subject of the disclosure:

Person who is the subject of the disclosure	Person/body to whom the disclosure must be made
Employee, volunteer, contractor or consultant	Hindmarsh Shire Council or IBAC
Councillor	The Ombudsman or IBAC
Council Committee Member	Hindmarsh Shire Council, the Ombudsman or IBAC

4.5 Receiving a Disclosure

If an employee receives something that they believe may be a Public Interest Disclosure they must direct the information to the Public Interest Disclosure Coordinator.

All correspondence, phone calls and emails from internal or external disclosers must be referred to the Public Interest Disclosure Coordinator, and need to be treated as confidential.

4.6 Making a Disclosure

To be assessed as a Public Interest Disclosure, a disclosure must meet all of the following criteria:

- a. A natural person (rather than a corporation) has to have made the disclosure;
- b. The disclosure has been made verbally or in writing to either the Protected Disclosures Coordinator, Chief Executive or those identified in this policy (including the Ombudsman or IBAC);
- c. The disclosure relates to conduct of a Hindmarsh Shire Councillor, Council officer or member of a Council Committee, acting in their official capacity;
- d. The alleged conduct is either improper or corrupt conduct or detrimental action taken against a person in reprisal for making a Public Interest Disclosure; and
- e. The person making the disclosure has reasonable grounds for believing the alleged conduct has occurred.

A person can make a **verbal disclosure** in person, by phone or by leaving a voice mail message. A verbal disclosure must be made in private. This does not preclude a group of individuals from making a joint disclosure at one time.

A person may make a **written disclosure** provided to Council by delivering in person, mailing, or emailing or via an online form (in the case of disclosures to IBAC and the Ombudsman).

A person does not need to identify themselves to make a disclosure under the PID Act. An anonymous disclosure can be made by using an unverifiable email address, through anonymous phone calls, or in a face-to-face conversation or meeting where the person refuses to identify themselves.

Where a person is contemplating making a disclosure and is concerned about approaching the Public Interest Disclosure Coordinator or a Public Interest Disclosure Officer in the workplace, they can call the relevant officer and request a meeting in a discreet location away from the workplace.

4.7 Assessing a Disclosure

Where the Public Interest Disclosure Coordinator receives information relating to the conduct of an employee, Council committee member or officer of Hindmarsh Shire Council, the Public Interest Disclosure Coordinator must assess whether the disclosure meets the criteria of the PID Act to be a protected disclosure.

A discloser does not need to refer to the PID Act in making a disclosure. An assessment is to be made on the nature of the information disclosed (and not on the discloser's intention and/or knowledge of the PID Act).

If one or more of the criteria in section [4.6](#) of this policy are not satisfied, the person has not made a Public Interest Disclosure under Part 2 of the PID Act. If a disclosure does not meet the requirements of Part 2 of the PID Act, the assessor should inform the discloser about the correct way to make a disclosure or seek further information from the discloser so that they have an opportunity to meet the legislative requirements.

Where a disclosure is assessed not to be a public interest disclosure, the Public Interest Disclosure Coordinator will decide how the matter should be responded to, including whether it could be dealt with in accordance with Council's Complaints Handling Policy or other relevant policy, procedure, legislation or regulation.

4.8 Protections

Protections under Part 6 of the PID Act apply to a protected disclosure from the time the disclosure is made.

Part 6 of the PID Act includes a number of protections for a discloser:

- That they are not subject to any civil or criminal liability or administrative action (including disciplinary action) for making the disclosure
- That they are not committing an offence against the *Constitution Act 1975* or any other Act that imposes obligations of confidentiality or any other restriction on the disclosure of information
- That they are not breaching any other obligation (made by oath, rule of law or practice) requiring them to maintain confidentiality or otherwise restrict confidentiality
- That they cannot be held liable for defamation in relation to information included in a protected disclosure.

If a person has made a false or misleading disclosure, the person is not covered by the protections of the PID Act.

4.9 Reporting a Disclosure to IBAC

Where the Public Interest Disclosure Coordinator has received a disclosure that has been assessed to be a Public Interest Disclosure, the Public Interest Disclosure Coordinator must —

- Notify IBAC in writing within 28 days after the disclosure was made that a disclosure may be a Public Interest Disclosure and that Council is notifying the disclosure to IBAC for assessment under s21 of the PID Act.
- Notify the discloser in writing within 28 days after the disclosure was made that the disclosure has been notified to IBAC for assessment and that it is an offence under s45 of the PID Act to disclose that the disclosure has been notified to IBAC for assessment.

Once a notification is made to IBAC, IBAC will assess whether the disclosure is a Public Interest Disclosure and determine whether to dismiss, investigate or refer the disclosure complaint.

5 Administrative Updates

It is recognised that, from time to time, circumstances may change leading to the need for minor administrative changes to this document. Where an update does not materially alter this document, such a change may be made administratively. Examples include a change to the name of a Council department, a change to the name of a Federal or State Government department, and a minor update to legislation which does not have a material impact. However, any change or update which materially alters this document must be by resolution of Council.

6 Relevant Documents

Related documents	Legislation
OHS Policy	<i>Occupational Health and Safety Act 2004</i>

	Occupational Health and Safety Regulations 2017
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7 Document Control

PPE Procedure		Policy Category	OPERATIONAL
Version Number	1.0	Policy Status	DRAFT
Approved/Adopted By	CEO	Date approved/adopted	
Responsible Officer	HR and Safety Officer		
Version history	Date	Version	Description

DRAFT

Hindmarsh Shire Council
Community Action Grants
Event Sponsorship

Project Number	Date Received	Council Meeting	Doc ID	Organisation	Project Name (Description?)	Amount Requested	Total Project Cost	In-Kind/Cash Contribution	Eligible (Y/N)	Community Need 4	Community Wellbeing 3	Social Connectedness 3	Economic Benefit 3	Community Participation 3	Risk Assessment 2	Project summary 4	Acknowledgement 2	Quotes/ Information 1	Budget and In-Kind 1	Total Assessment Score (out of 26)	Community/ Council Plan Reference	Recommended Allocation \$500	Allocated Amount
1	10/02/2023	March	384066	Wimmera Band Group	A "Band Sunday" event held annually in different locations across North West Victoria. 2023 hosted by Nhill Dimboola Band in Dimboola. Expected to attract up to 200 people.	\$500.00	\$1,950.00	\$1,450.00	Y	3	2	3	2	2	2	3	2	1	1	21		\$500.00	

Total: **\$500.00**

Hindmarsh Shire Council
Community Action Grants
Small Equipment

Project Number	Date Received	Council Meeting	Doc ID	Organisation	Project Name (Description?)	Amount Requested	Total Project Cost	Cash/in-kind Contribution	Eligible (Y/N)	Reason for Ineligibility	WHY				WHAT				HOW		Total Assessment Score (out of 26)	Community/ Council Plan Reference	Recommended Allocation	Allocated Amount
											Community Need 4	Community Wellbeing 3	Social Connectedness 3	Economic Benefit 3	Community Participation 3	Risk Assessment 2	Project summary 4	Acknowledgement 2	Quotes/ Information 1	Budget (BS) and In-Kind 1				
1	8/02/2023	March	384068	Rainbow Lake Association	Signage installation at Rainbow Lake	\$1,000.00	\$2,100.00	\$1,100.00	Y	NA	3	3	3	2	3	1	3	1	1	1	21		\$1,000.00	
2	9/02/2023	March	384067	Nhill Dimboola Band	Up-keep costs of running the group - financial hardship since Covid-19 pandemic	\$1,000.00	\$4,475.00	\$3,475.00	Y	NA	3	3	3	2	2	2	3	2	1	1	22		\$1,000.00	
3	9/02/2023	March	383462	CWA Nhill Branch	Minor renovations to keep building integrity and attract more users to the space	\$1,000.00	\$1,125.00	\$125.00	Y	NA	3	3	2	2	2	2	3	2	1	1	21		\$1,000.00	
4	7/02/2023	March	383693	Fit to Drive	Run workshops in Nhill and Dimboola around driver safety	\$1,000.00	\$2,445.00	\$1,445.00	N	Does not meet eligibility criteria													\$0.00	
											Total:						21		\$3,000.00					

Project Number

Date Received

Council Meeting

Doc ID

Organisation

Project Name (Description?)

Amount Requested

Total Project Cost

Cash/in kind Contribution

Eligible (Y/N)

Reason for Ineligibility

Community Need 4	WHY
Community Wellbeing 3	
Social Connectedness 3	
Economic Benefit 3	
Community Participation 3	WHAT
Risk Assessment 2	
Project summary 4	
Acknowledgement 2	
Quotes/ Information 1	HOW
Budget (BS) and In-Kind 1	

Total Assessment Score

Community/ Council Plan Reference

Recommended Allocation
 \$1,000.00

Allocated Amount

Hindmarsh Shire Council
 Business Assistance Grants
 Business Growth

Project Number	Date Received	Council Meeting	Doc ID	Organisation	Project Name (Description?)	Amount Requested	Total Project Cost	Contribution	Eligible (Y/N)	WHY 30%			WHAT 30%			HOW 40%			Total Assessment Score (22)	Recommended Allocation for Funding Round	Allocated Amount	Completion Report Submitted	Extension Date	Comments
										Demonstrated need	How will the project improve the business operations and economic situation?		Project summary	Risk Assessment	Acknowledgement	Quotes/ Information	Measure of success	Budget / In-kind contribution complete						
1	8/02/2023	1/03/2023		West Wimmera Health Service	Business Development	\$2,000.00	\$ 3,782.00	\$ 1,782.00	y	2	1	3	2	1	2	2	2	2	2	18	\$2,000.00			
2	6/02/2023	1/03/2023		Shalom Hair Salon	Streetscapes-improve business street view	\$790.70	\$1,186.00	\$395.30	y	3	3	3	1	3	2	1	2	2	20	\$790.70				
						\$2,790.70	\$ 4,968.00	\$ 2,177.30													\$2,790.70			



08 February 2023

MINUTES OF THE LGBTIQ+ ADVISORY COMMITTEE HELD VIA MICROSOFT TEAMS MEETING ON WEDNESDAY 8 FEBRUARY 2023, COMMENCING AT 5:00PM.

PRESENT:

Cr Melanie Albrecht – Councillor
Craig Proctor – Member

Greg Wood – Chief Executive Officer
Monica Revell – Director Corporate & Community Services
Petra Croot – Manager Governance & Human Services
Phil King – Manager Economic and Community Development
Whitney Kingston – Coordinator Library Services
Georgia Gelligen – Community Development and Youth Officer

1. Welcome and Acknowledgement of the Indigenous Community

Welcome and acknowledgement of the indigenous community by the Chairperson.

We acknowledge the Shire's indigenous community as the first owners of this country. We recognise the important ongoing role that indigenous people have in our community and pay our respects to their elders and people both living and past.

2. Apologies

3. Declaration of Interests

Committee Members to declare any known interests in relation to any item published on the agenda for this meeting, either:

- Direct; or
- indirect interest
 - by close association;
 - that is an indirect financial interest;
 - because of conflicting duties;
 - because of receipt of an applicable gift;
 - as a consequence of becoming an interested party; or
 - because of an impact on residential amenity.

Declaration of direct or indirect interest must also be advised at the commencement of discussion of the specific item.

Nil conflicts declared.

4. Confirmation of Minutes of Previous Meeting

Not Applicable.

5. Committee Name

During the meet and greet session on Wednesday 7 December 2022 discussion was held regarding the committee name "LGBTIQ+ Advisory Committee" and if this was deterring community members from expressing interest.




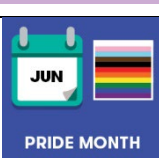

Discussion to be held during the meeting on possible changes to the Advisory committee name.








ENDORSED:

That the Committee discuss with Hindmarsh Youth and Wimmera Pride inclusive committee names, with further discussion to be held at the next meeting.

6. LGBTIQ+ Diversity Days

A list of LGBTIQ+ Diversity Days for consideration is listed below. Discussion was held during the meeting to determine which days the committee would like to host an event, and ways in which Council can support the LGBTIQ+ community.

Diversity Activity	Dates	Fly Flag Y/N	Facebook Post Y/N	Committee Activity / Promotion
	March 2023	Y	Y	Promotion with educational video
	April 2023	Y	Y	Promotion with educational video
	May 2023	Y	Y	Guest speaker live streamed via Facebook; Promotion with educational video
	June 2023	Y	Y	Activity with Hindmarsh Youth
	July 2023	Y	Y	Promotion with educational video

Diversity Activity	Dates	Fly Flag Y/N	Facebook Post Y/N	Committee Activity / Promotion
	August 2023	Y	Y	Staff wear it purple; promotion with educational video
	September 2023	Y	Y	Promotion with educational video
	October 2023	Y	Y	Promotion with educational video
	October 2023	Y	Y	Promotion with educational video
	November 2023	Y	Y	Promotion with educational video
	November 2023	Y	Y	Promotion with educational video
	December 2023	Y	Y	Promotion with educational video

ENDORSED:

That the Committee undertake education, promotion and/or activities for Diversity Days 2023 and discuss further at the next meeting.

8. General Business

- Wimmera Pride Project will be invited to attend the April meeting to discuss collaboration.
- Victorian Pride Lobby will be invited to attend the April meeting to discuss collaboration.

Acknowledge resignation from Johanah Iren.

Facebook post going up tonight re: Committee members, please encourage community member to consider joining the advisory committee to expand the voice from our community.

9. Next Meeting

The next meeting will be held on Wednesday 12 April 2023 from 5pm. Location to be determined. Meeting closed 5:37pm.



6 December 2022

To Committee Members,
“as addressed”

NOTICE is hereby given that the Dimboola Township Advisory Committee Meeting of the Hindmarsh Shire Council will be held in the Elbow Room, on Tuesday 6 December 2022 commencing at around 7pm.

AGENDA

1. Acknowledgement of the Indigenous Community and Country

We acknowledge the Shire’s Indigenous community as the first owners of this country.

We recognise the important ongoing role that indigenous people have in our community and pay our respects to their elders and people both living and past.

2. Apologies

Received:

3. Disclosure of conflicts of interest

4. Confirmation of Previous Minutes

- a. November minutes

5. Business Arising from the Minutes

6. Correspondence

- a. Inward
 - o Councillor Representation
- b. Outward

7. Events

8. General business as notified to the Chair

- a. Soundshell Update
- b. Working Bee Report

- c. BBQ Trailer
- d. Steampunk T-Shirts
- e. Tower Park Opening & Projects (incl release of funds)
- f. Priority Project Planning
- g. Christmas Concert
- h. Plan 23

9. Councillor Report

- a. Cr Deb Nelson

10. Officer Report

- a. Heather Boyd

11. Urgent business

12. Finance report

13. Decisions to be made

14. Meeting Close

ATTACHMENTS:

- Dimboola Sound Shell Redevelopment Presentation

MINUTES

1. ACKNOWLEDGEMENT OF THE INDIGENOUS COMMUNITY

Acknowledgement of the Indigenous Community

We acknowledge the Shire's Indigenous community as the first owners of this country.

We recognise the important ongoing role that indigenous people have in our community and pay our respects to their elders and people both living and past.

2. PRESENT AND APOLOGIES

PRESENT: Kaylene Pietsch, Heather Boyd (HSC officer), Owen Pietsch, Sharyn Cook, Cr Deb Nelson (HSC), Melissa Haby, Pru Cook, Karen Bennett, Chan Uoy

GUESTS: Phil King

APOLOGIES:

ABSENT:

3. DECLARATION OF ANY DIRECT OR INDIRECT INTEREST IN ANY ITEM ON THE AGENDA

- Melissa Haby declared a conflict with the Twilight Market agenda item as a stallholder at the market

4. CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the DTAC Committee Meeting held on *Tuesday 4th November 2022* at the Dimboola Library, circulated to Committee Members be taken as read with amendments noted below and confirmed.

Moved - Sharon Cook **Seconded** - Chan Uoy **Carried**

5. BUSINESS ARISING FROM THE MINUTES

6. CORRESPONDENCE

1. INWARD

- a. Letter from Hindmarsh SC notifying the DTAC of Cr Debra Nelson's reappointed as the delegated representative.

2. OUTWARD

None

7. EVENTS

Event:	Location:	Date	
<i>Relevant documents</i>			
	Responsibility	Due date	Status
Risk assessment			
Food permit			
Local Law permit			

8. GENERAL BUSINESS AS NOTIFIED TO THE CHAIR

a. Soundshell Update

Workshop conducted by Pru collating ideas for the potential users and the uses for the soundshell

There was a suggestion that a working group be formed around the continued work on the soundshell redevelopment.

Motion: A Request for Quotation (RFQ) be advertised and due by the end of January 2023

Moved: Karen Bennett **Seconded:** Kaylene Pietsch **CARRIED**

Meeting paused to thank Phil King for attending

b. Working Bee Report

Table and Chairs installed on concrete slab and another working is needed in early 2023 to install remaining chairs

c. BBQ Trailer

Registration is paid out of our petty cash reserves

d. Steampunk T-Shirts

Cost will be \$40 and a draft schedule of the 2023 festival was presented by Chan Uoy

e. Tower Park Opening & Projects (incl release of funds)

Film choice for Opening celebration should be reviewed for appropriate content

f. Priority Project Planning

Committee is needing to complete the form that outlines our priority projects for 2023. This will enable Hindmarsh SC to plan assistance and capital budgets. HSC has circulated the form and be attached to these minutes.

g. Christmas Concert

The barbeque made \$1,860.00, which \$390.00 will remain as a float.

The Twilight market took over \$2,200.00 and we ran out of food.

The next market will be in February.

h. Plan 23

There is a need expressed by a few members of the committee that our activities are not guided by principles or strategy and the group may need to establish a planning process to continue the committee’s work.

ACTION: A workshop will be devised for the next committee meeting to start this process.

9. COUNCILLOR REPORT

Cr Deb Nelson

- Karen New Year Saturday 10 December
- Council Meeting will be held on 14 December - last for the year
- Thank you to the whole committee for their volunteering and work in 2022

10. OFFICER REPORT

Heather Boyd

-

11. URGENT BUSINESS

12. FINANCE REPORT

12.1 Summary of Balances in Finance Report.

- Attached to minutes

Moved - Seconded -

12.2 Purchase Orders to be raised - \$2,000 or less

Creditor	Value \$	Description of Goods or Services

12.3 Purchase Orders to be raised – Greater than \$2,000

Creditor	Value \$ (> \$2,000)	Description of Goods or Services

13. DECISIONS TO BE MADE

ITEM NO.	DESCRIPTION	DECISION
4	Minutes	That the Minutes of the DTAC Committee Meeting held on Tuesday 4th November 2022 at the Dimboola Library, circulated to Committee Members be taken as read with amendments noted below and confirmed.
5	Business Arising from Minutes	
6	Correspondence	
7	Events	
8	General Business as Notified to the Chair	8(a) Dimboola Soundshell A Request for Quotation (RFQ) be advertised and due by the end of January 2023
9	Councillor's Report	
10	Officer's Report	
11	Urgent Business	
12.1	Finance Report	
12.2	Purchase Orders to be Raised (\$2,000 or less)	
12.3	Purchase Orders to be Raised (above \$2,000)	

14. MEETING CLOSED

The meeting closed at 9.05pm

15. COUNCIL OFFICER AUTHORISATION

I Heather Boyd advise there were no recommendations made at the Dimboola Town Committee on 6 December 2022.

ITEM NO.	DESCRIPTION	DECISION

SIGNED: Council Officer 
 Dated: 6/2/2023



7 February 2023

To Committee Members,
“as addressed”

NOTICE is hereby given that the Dimboola Township Advisory Committee Meeting of the Hindmarsh Shire Council will be held in the Dimboola Library, on Tuesday 7 February 2023 commencing at around 7pm.

AGENDA

1. Acknowledgement of the Indigenous Community and Country

We acknowledge the Shire’s Indigenous community as the first owners of this country.

We recognise the important ongoing role that indigenous people have in our community and pay our respects to their elders and people both living and past.

2. Apologies

Received: Prue Cook, Melissa Haby

3. Disclosure of conflicts of interest

4. Confirmation of Previous Minutes

- a. December minutes

5. Business Arising from the Minutes

6. Correspondence

- a. Inward
 - o New Town Committee Terms of Reference and Advisory Committee Policy - HSC
- b. Outward

7. Events

8. General business as notified to the Chair

- a. Soundshell Update
- b. Plan 23

- c. Working Bees
- d. Steampunk Festival
- e. Dimboola Swimming Pool Equipment

9. Councillor Report

- a. Cr Deb Nelson

10. Officer Report

- a. Heather Boyd

11. Urgent business

12. Finance report

13. Decisions to be made

14. Meeting Close

ATTACHMENTS:

- Advisory Committee Terms of Reference
- Hindmarsh Shire Council Advisory Committee Policy
- Equipment Quote - Dimboola Pool

MINUTES

1. ACKNOWLEDGEMENT OF THE INDIGENOUS COMMUNITY

Acknowledgement of the Indigenous Community

We acknowledge the Shire's Indigenous community as the first owners of this country.

We recognise the important ongoing role that indigenous people have in our community and pay our respects to their elders and people both living and past.

2. PRESENT AND APOLOGIES

PRESENT: Kaylene Pietsch, Heather Boyd (HSC officer), Owen Pietsch, Sharyn Cook, Cr Deb Nelson (HSC), Karen Bennet, Chan Uoy

GUESTS: Amanda Imgeme, Lou Catania

APOLOGIES: Melissa Haby, Pru Cook

ABSENT: Tony Schneider**, Heidi Bruce**

**** ACTION:** Kaylene to contact to confirm their positions on the committee

3. DECLARATION OF ANY DIRECT OR INDIRECT INTEREST IN ANY ITEM ON THE AGENDA

4. CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the DTAC Committee Meeting held on *Tuesday 6th December 2022* at the Elbow Room Victoria Hotel, circulated to Committee Members be taken as read and confirmed.

Moved - Sharon Cook **Seconded** - Chan Uoy **Carried**

5. BUSINESS ARISING FROM THE MINUTES

6. CORRESPONDENCE

1. INWARD

- a. Email from Hindmarsh SC notifying of new Terms of reference and Advisory Committee Policy documents for DTAC - **Add to March agenda**
- b. Bank Statement received from Bendigo Bank. Term Deposit account now holds \$29,184.03
- c. EuroaConnect offer to become sister rural towns with Dimboola. Offer includes cross-promotion
- d. Request from 8-Ball Club to situate Table and Chairs in Recreation Reserve -

forward to Phil King to acquire quotes and permissions

- e. Permits received from Hindmarsh SC for Tower Park and Steampunk events

2. OUTWARD

None

7. EVENTS

- a. Tower Park Market

DTAC to operate BBQ at the market on 11 February 2023

MOTION: Purchase \$500.00 event kit to assist in running events such as BBQs

Moved - Karen Bennet **Seconded** - Chan Uoy **PASSED**

ACTION: Heather Boyd to follow up on one-off volunteer participation at events

- b. Tower Park Opening - 11 March 2023

CWA running Devonshire Tea and RSL running BBQ

Permit for Park acquired by Arts Inc

Permit for road closure acquired by DTAC

NB: *Printing for flyers, posters, etc will incur a surcharge for DTAC when library printers are used.*

- c. Steampunk Festival

Budget update presented

MOTION: For Hindmarsh SC to receive and accept the draft budget and financials for the Dimboola Steampunk Festival as presented and approve the expenditure of up to \$50,000 (excluding GST) as per the draft budget.

Moved - Chan Uoy **Seconded** - Kaylene Pietsch **PASSED**

Sponsorship proposal from Wimmera Mallee News presented

ACTION: Chan Uoy to negotiate proposal further with WM News and report back to committee

8. GENERAL BUSINESS AS NOTIFIED TO THE CHAIR

- a. Soundshell Update

Advertisement for quotes to be promotes soon as advise from Wimmera CMA was not forthcoming

- b. Plan 23

The need to structure our decision making and planning process will be facilitated by Prue Cook and Owen Pietsch at March meeting

ACTION: Prue and Owen to devise and prepare process and activities

- c. Working Bees

As noted above

d. Steampunk Festival

As noted above

e. Dimboola Swimming Pool Equipment

ACTION: DTAC to release the funds we hold for Dimboola Swimming Pool for equipment purchase as requested (Quote provided by Pro-AM Australia \$610.24)

Moved - Cr Deb Nelson Seconded - Kaylene Pietsch PASSED

9. COUNCILLOR REPORT

Cr Deb Nelson

- Business and Community Grants open but close 10 February 2023
- Two positions open for Audit & Risk Committee

10. OFFICER REPORT

Heather Boyd

- Concert happening at Library on 24 February 2023
- Solar lighting will be installed shortly
- Community plan workshop - 27 March 2023 from 6pm-7pm
- Budget workshop on 9 March 2023

11. OTHER BUSINESS

- Good Friday morning tea will be hosting by Bendigo Bank and the Lions Club and are asking for volunteers to help out between 10am - 12pm

12. FINANCE REPORT

12.1 Summary of Balances in Finance Report.

- Attached to minutes

Moved - Seconded -

12.2 Purchase Orders to be raised - \$2,000 or less

Creditor	Value \$	Description of Goods or Services
Pro-Am Aust	\$610.25	Pool equipment
TBA	\$500.00	Events Kit

12.3 Purchase Orders to be raised – Greater than \$2,000

Creditor	Value \$ (> \$2,000)	Description of Goods or Services
As per draft budget	\$50,000	For Hindmarsh SC to receive and accept the draft budget and financials for the Dimboola Steampunk Festival as presented and approve the expenditure of up to \$50,000 (excluding GST) as per the draft budget.

13. DECISIONS TO BE MADE

The following decisions are recommendations to Council for endorsement:

ITEM NO.	DESCRIPTION	DECISION
4	Minutes	
5	Business Arising from Minutes	
6	Correspondence	
7	Events	
8	General Business as Notified to the Chair	
9	Councillor's Report	
10	Officer's Report	
11	Urgent Business	
12.1	Finance Report	
12.2	Purchase Orders to be Raised (\$2,000 or less)	
12.3	Purchase Orders to be Raised (above \$2,000)	

14. MEETING CLOSED

The meeting closed at 9.10pm

15. COUNCIL OFFICER AUTHORISATION

I Heather Boyd accept the following recommendations made by the Dimboola Township Advisory Committee at this meeting held on 7 February 2023:

ITEM NO.	DESCRIPTION	DECISION
7.a	Tower Park Market	Purchase \$500.00 event kit to assist in running events such as BBQs Moved - Karen Bennet Seconded - Chan Uoy PASSED
8.e	Equipment Dimboola Swimming Pool	ACTION: DTAC to release the funds we hold for Dimboola Swimming Pool for equipment purchase as requested (Quote

		provided by Pro-AM Australia \$610.24) Moved - Cr Deb Nelson Seconded - Kaylene Pietsch PASSED
--	--	--

I Heather Boyd advise that the following items:

ITEM NO.	DESCRIPTION	DECISION
7.c	Wimmera Steampunk Festival budget	For Hindmarsh SC to receive and accept the draft budget and financials for the Dimboola Steampunk Festival as presented and approve the expenditure of up to \$50,000 (excluding GST) as per the draft budget. Moved - Chan Uoy Seconded - Kaylene Pietsch PASSED

- Need to be referred to a Council Meeting for a decision.

SIGNED:

Council Officer

_____  _____

Dated:

21/2/2023



15th February 2023

To Committee Members,

NOTICE is hereby given that a Rainbow Township Advisory Committee Meeting of the Hindmarsh Shire Council will be held at the Civic Centre Small Meeting Room on Monday 20th February 2023 commencing at 7.30pm.

AGENDA

1. Acknowledgement of the Indigenous Community

2. Apologies

3. Disclosure by Committee members or Councillors or Council Officers of any interest or conflicts of interest in any item on the agenda

4. Confirmation of Minutes

5. Business Arising from the Minutes

6. Correspondence

7. Events

8. General business as notified to the Chair
a. Overgrown blocks & lanes
b. Bins for Federal Street
c. Town entrance signs progress
d. Organisation for Enduro Friday night food stalls
e. Tennis Court & area behind the Library
f. Rainbow Lake

9. Councillor Report

10. Officer Report

11. Urgent business

12. Finance report

13. Decisions to be made

14. Meeting Closed

15. Council Officer Authorisation

1. ACKNOWLEDGEMENT OF THE INDIGENOUS COMMUNITY AND OPENING PRAYER

Acknowledgement of the Indigenous Community

We acknowledge the Shire’s Indigenous community as the first owners of this country. We recognise the important ongoing role that indigenous people have in our community and pay our respects to their elders and people both living and past.

2. APOLOGIES
In Attendance
Graham Nuske, Bill Hutson, Allira Roberts, Greg Roberts, Colleen Petschel, Belinda Eckermann, Ron Ismay, Michael Henderson (Bruce Heinrich – Lake Committee, Bernard Young – Rainbow progress Association & Caroline Cocks – Traders

No apologies were received

3. DECLARATION BY COUNCILLORS OR OFFICERS OF ANY DIRECT OR INDIRECT INTEREST IN ANY ITEM ON THE AGENDA.
Nil

4. CONFIRMATION OF MINUTES

That the Minutes of the RTAC Committee Meeting held on at the Civic Centre Meeting Room, circulated to Committee Members be taken as read and confirmed.
Moved by Allira Roberts/Sec Graham Nuske AiF C

5. BUSINESS ARISING FROM THE MINUTES
Nil

6. CORRESPONDENCE
Nil

7. EVENTS
NA

Event:	Location:	Date	
<i>Relevant documents</i>			
	Responsibility	Due date	Status
Risk			

assessment			
Food permit			
Local Law permit			

8. GENERAL BUSINESS AS NOTIFIED TO THE CHAIR

8.1 Overgrown blocks & Lanes

- Graham produced photographic evidence of a number of lanes that are overgrown & asked who was responsible for the upkeep
- Michael said it was the Shire responsibility and that they usually spray the lanes
- There was some discussion about a goat!
- Graham was concerned about the double standards when the Shire has been very vigilant with private property

8.2 Bins for Federal Street

- Michael said that the new bin surrounds have arrived and will be installed soon
- They will cover 120 L bins and they will only be able to be accessed at the top.
- There is a 4 year plan to set up the 3 bin system in the main street (recycle/waste/glass)
- There was also a request for bigger bins at the RV dump site

8.3 Town Entrance sign progress

- Just waiting on the original designs from Ben Gosling
- **Colleen to email Ben**
- Greg Roberts has talked to the people involved in the construction of the original signs (that we are going to replace) and they are happy with our project.
- We just have to make sure that the new designs stay in the confines of the existing sign

8.4 Organisation for Enduro Friday night food stalls

- Allira has done a power of work with this.
- So far there will be the following stalls:
 - RP-12 Parents & friends – hot rolls and hot dogs (I think)
 - RP-12 SRC – donuts
 - Scouts – Milk shakes & dim sims
 - Rainbow Lake – BBQ
 - Café will be open
 - The bottom pub may be open for meals
 - Bow bakery may stay open
 - Middle pub & Servo (yet to be contacted)
 - Gemma Morris – face painting TBC (depends on lighting)

8.5 Tennis Court & area behind the Library

- Colleen asked for clarity about the proposed garden and paths behind the Library and the expectations of the Shire on what the Oasis needs to do to fulfil the requirements.
- Are there any plans for the tennis court area???
- **Michael said that he would look into it**

8.6 Rainbow Lake

- Bruce Heinrich outlined one of the lake Committee’s planned projects on the installation of solar lights in the BBQ and toilet areas as well as street lights at the tables around the

lake.

- Total cost came to \$5097.00
- Bill Hutson suggested that the lake Committee work out the cost of the in-kind volunteer Labour and that the RTC would be willing to cover the cost of the lights
- The possibility of supporting a grant application was discussed.
- However, it was noted that in the November meeting the RTC had already made a commitment to supporting the Rainbow Lake Committee with an upcoming project to at least \$5000 in price.
- **MOTION : The Rainbow Town Committee will fund the Rainbow lake solar light project for \$5097.40 with in-kind Labour TBC. Plaques will be erected at the site to acknowledge the RTC contributions to the project.
Moved Bill Hutson/ Sec Alliar Robets AiF. C**

8.7 Caroline Cocks ideas & proposals

- **Empty shop windows**
 - To put up decals of either images from Rainbow's history or pictures of surrounds
 - Caroline willing to look into it
 - She has already talked to Lee Batt about his windows
 - Offered for The Bow Bakery to pay for and install the first one
 - **Caroline will talk to Ron about creating decals**
- **Plaques on shops**
 - Potentially a project with the Archives to provide info on the history of the shops
- **Signs at either end of the street**
 - Proposed the idea of erecting signs at either end of the street to inform travelers what businesses exist in town
 - Maybe we could put one at the RV dumping site
 - There was a discussion about the potential use of an outdoor kiosk (price an issue - \$15000)
 - One could also be erected at Llew's schilling.
 - Belinda raised the question regarding what was happening with the one that was proposed out at Albacutya's Silo – **Michael will look into this.**
- **Christmas trader's party**
 - Looking at the potential of having one on Saturday 23rd Dec
 - Graham volunteered to assist Caroline
 - Need to organize the Christmas working party too (Allira said the learning group is keen to help out)

9. COUNCILLOR REPORT

- Earth works are underway at the Enduro track.

10. OFFICER REPORT

- The free Concert will be at the Oasis on Sunday 19th march
- The GWM patches in the main street will be profiled and patched, the ones around town are awaiting paperwork to be signed off
- Laneways and blocks upkeep underway but the wet weather caused some issues
- Albacutya road to be completed in late March
- Albacutya Bridge – animated discussion on the state of the road on the bridge (Ron mentioned something about forming a dream team to investigate!)

11. URGENT BUSINESS

12. FINANCE REPORT
Sent out with agenda and minutes
Moved by Graham Nuske/Sec Belinda Eckermann AiF C

12.1 Summary of Balances in Finance Report.

RECOMMENDATION:

That the Finance Report (for) as provided with this Agenda be approved.

12.2 Purchase Orders to be raised - \$2,000 or less

RECOMMENDATION:

That the Council Officer raise the following Purchase Orders, being a value of \$2,000 or less.

Moved

Seconded

Creditor	Value \$	Description of Goods or Services

12.3 Purchase Orders to be raised – Greater than \$2,000

RECOMMENDATION:

That the Council Officer, following approval by Council or the CEO, raise the following Purchase Orders greater than \$2,000.

Moved Bill Hutson

Seconded Allira Roberts

Creditor	Value \$ (> \$2,000)	Description of Goods or Services
Rainbow Lake Committee	\$5097.40	Solar lights of BBQ, Toilet area & tables at Rainbow lake Solar wall/post lights 4 @ \$382.00 \$1528 30w solar batten lights 8@ \$362.00 \$2896

		Freight	\$210
		GST	\$463

13. DECISIONS TO BE MADE

The following decisions are recommendations to Council for endorsement:

ITEM NO.	DESCRIPTION	DECISION
4	Minutes	Confirmation of the Minutes
5	Business Arising from Minutes	
6	Correspondence	Approving the Outward Correspondence and Noting the Inward.
7	Events	
8	General Business as Notified to the Chair	
9	Councillor's Report	
10	Officer's Report	
11	Urgent Business	
12.1	Finance Report	That the Finance Report as provided with the Agenda be approved.
12.2	Purchase Orders to be Raised (\$2,000 or less)	
12.3	Purchase Orders to be Raised (above \$2,000)	That the Council Officer, following approval by Council or the CEO, raise the following Purchase Orders listed which are greater than \$2,000.

14. MEETING CLOSED

The meeting closed at 20:56

15. COUNCIL OFFICER AUTHORIZATION

*to be completed by the Council Officer

I Michael Henderson accept the following recommendations made by the Rainbow Town Action Committee at this meeting held on 20/02/2023

ITEM	DESCRIPTION	DECISION
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NO.		
4	Minutes	Confirmation of the Minutes
5	Business Arising from Minutes	
6	Correspondence	Approving the Outward Correspondence and Noting the Inward.
7	Events	
8	General Business as Notified to the Chair	
9	Councillor's Report	
10	Officer's Report	
11	Urgent Business	
12.1	Finance Report	That the Finance Report as provided with the Agenda be approved.
12.2	Purchase Orders to be Raised (\$2,000 or less)	That the Council Officer raise the Purchase Orders listed.

I ___ Michael Henderson advise that the following items:

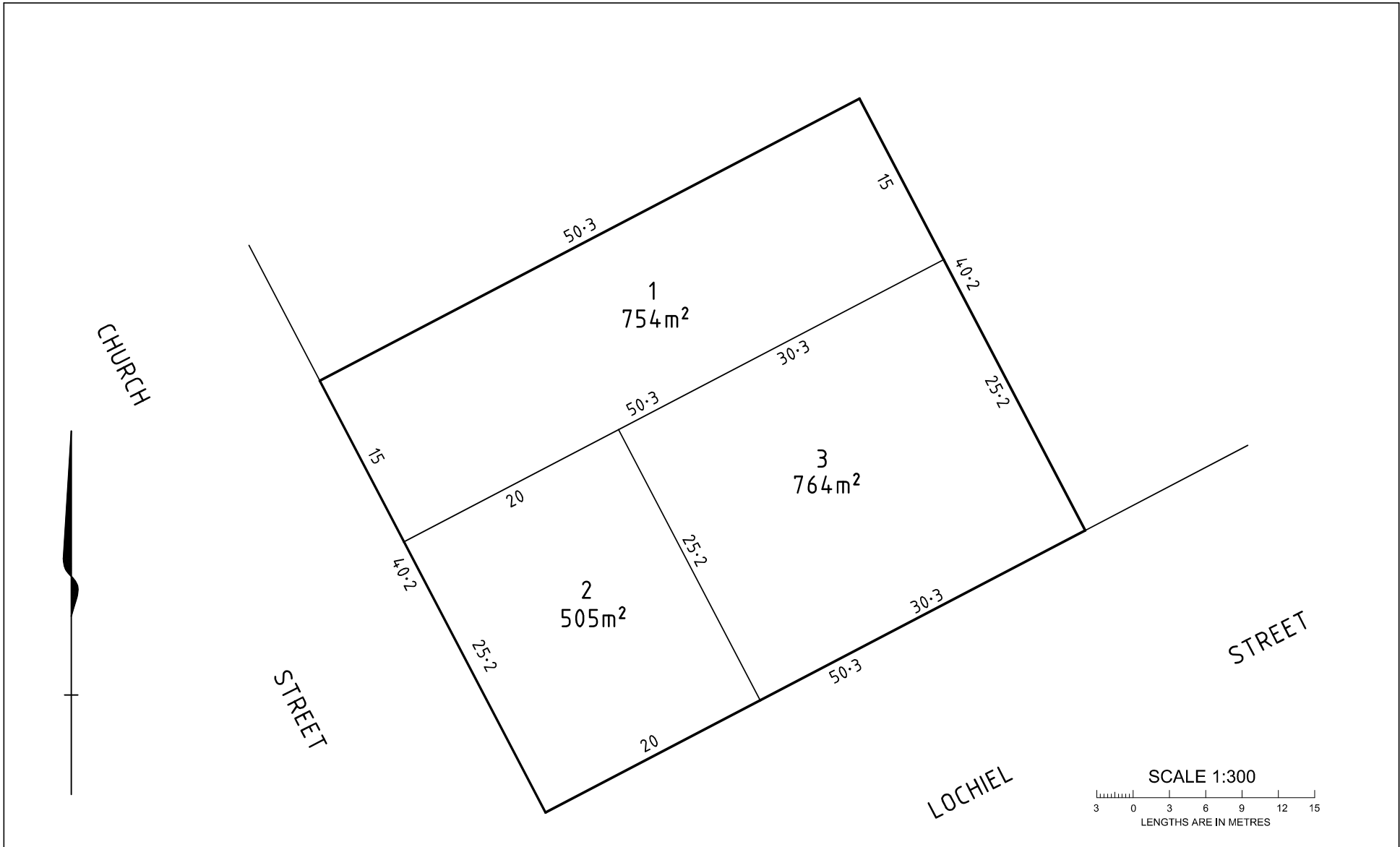
ITEM NO.	DESCRIPTION	DECISION
12.3	Purchase Orders to be Raised (above \$2,000)	That the Council Officer, following approval by Council or the CEO, raise the following Purchase Orders listed which are greater than \$2,000.

- Need to be referred to a Council Meeting / CEO for a decision
- Require more Information
- Do No align with the Hindmarsh Shire Council Plan

SIGNED:

A handwritten signature in black ink, consisting of a large, stylized initial 'M' followed by a horizontal line extending to the right.

Dated: 22/02/2023



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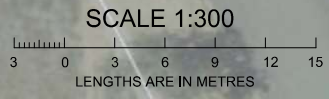
SURVEYORS REF.
21H0439
 10-12-21
 DRAWN BY: RT

NOTATIONS

THE DIMENSIONS SHOWN HEREON ARE APPROXIMATE AND ARE SUBJECT TO SURVEY. SUBDIVISION BOUNDARIES HAVE BEEN ESTIMATED FROM AERIAL PHOTOGRAPHY FOR CONCEPTUAL PURPOSES. SURVEY WILL ACCORD WITH THE BOUNDARY LAYOUT, BUT DISTANCES MAY VARY IN EXCESS OF 10m.

PLAN OF PROPOSED SUBDIVISION - VERSION 2

PARISH OF DIMBOOLA
 TOWNSHIP OF DIMBOOLA
 SECTION 13
 CROWN ALLOTMENT 9



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SURVEYORS REF.
21H0439
 10-12-21
 DRAWN BY: RT

NOTATIONS

THE DIMENSIONS SHOWN HEREON ARE APPROXIMATE AND ARE SUBJECT TO SURVEY.
 SUBDIVISION BOUNDARIES HAVE BEEN ESTIMATED FROM AERIAL PHOTOGRAPHY FOR CONCEPTUAL PURPOSES. SURVEY WILL ACCORD WITH THE BOUNDARY LAYOUT, BUT DISTANCES MAY VARY IN EXCESS OF 10m.

**PLAN OF PROPOSED SUBDIVISION
 SHOWING EXISTING FEATURES - VERSION 2**

PARISH OF DIMBOOLA
 TOWNSHIP OF DIMBOOLA
 SECTION 13
 CROWN ALLOTMENT 9

Attachment 2

Clause 56 Assessment – 35-37 Lochiel Street, Dimboola – Three (3) lot subdivision

Clause 56.02 – Policy Implementation

Clause & objective	Standard Met	Objectives Met
Clause 56.02-1 Strategic implementation objective – Standard C1	N/A	N/A

Clause 56.03 – Liveable and Sustainable Communities

Clause & objective	Standard Met	Objectives Met
Clause 56.03-1 Compact and walkable neighbourhoods objectives – Standard C2	N/A	N/A
Clause 56.03-2 – Activity Centre objective – Standard C3	N/A	N/A
Clause 56.03-3 – Planning for community facilities objective – Standard C4	N/A	N/A
Clause 56.03-4 Built Environment Objective – Standard C5	N/A	N/A
Clause 56.03-5 Neighbourhood character objective – Standard C6	Yes	Yes

Clause 56.04 Lot Design

Clause & objective	Standard Met	Objectives Met
Clause 56.04-1 Lot diversity and distribution objectives- Standard C7	Yes	Yes
Clause 56.04-2 Lot area and building envelopes objective – Standard C8	Yes	Yes
Clause 56.04-3 Solar orientation of lots objectives – Standard C9	Yes	Yes
Clause 56.04-4 Street orientation objective – Standard C10	Yes	Yes

Clause 56.04-5 Common area objectives – Standard C11	N/A	N/A
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Clause 56.05 Urban Landscape

Clause & objective	Standard Met	Objective Met
Clause 56.05-1 Integrated urban landscape objectives – Standard C12	N/A	N/A
Clause 56.05-2 Public open space provision objectives – Standard C13	N/A	N/A

Clause 56.06 Access and Mobility Management

Clause & objective	Standard Met	Objective Met
Clause 56.06-1 Integrated mobility objectives – Standard C14	N/A	N/A
Clause 56.06-2 Walking and cycling network objectives – Standard C15	N/A	N/A
Clause 56.06-3 Public transport network objectives – Standard C16	N/A	N/A
Clause 56.06-4 Neighbourhood street network objective – Standard C17	N/A	N/A
Clause 56.06-5 Walking and cycling network detail objectives – Standard C18	N/A	N/A
Clause 56.06-6 Public transport network detail objectives – Standard C19	N/A	N/A
Clause 56.06-7 Neighbourhood street network detail objective – Standard C20	N/A	N/A
Clause 56.06-8 Lot access objective – Standard C21	Yes – existing crossovers to proposed Lot 1 and Lot 3 to be retained. No crossover is proposed for proposed Lot 2 (Church) at this stage.	Yes – Conditions required for access to the lots to be constructed and maintained to the satisfaction of the Responsible Authority.

Clause 56.07 Integrated Water Management

Clause & objective	Standard Met	Objective Met
Clause 56.07-1 Drinking water supply objective – Standard C22	Yes	Yes
Clause 56.07-2 Reused and recycled water objective – Standard C23	Not proposed	Not proposed
Clause 56.07-3 Waste water management objective – Standard C24	Yes	Yes
Clause 56.07-4 Stormwater management objectives - Standard C25	Yes	Yes

Clause 56.08 Site Management

Clause & objective	Standard Met	Objective Met
Clause 56.08-1 Site management objectives – Standard C26	Yes	Yes

Clause 56.09 Utilities

Clause & objective	Standard Met	Objective Met
Clause 56.09-1 Shared trenching objectives – Standard C27	Yes	Yes
Clause 56.09-2 Electricity, telecommunications and gas objectives – Standard C28	Yes	Yes – standard conditions required
Clause 56.09-3 Fire Hydrants objective – Standard C29	Yes	Yes
Clause 56.09-4 Public lighting objective – Standard C30	Yes	Yes