

AGENDA

**SCHEDULED COUNCIL MEETING
WARRNAMBOOL CITY COUNCIL
5:45 PM - MONDAY 2 MAY 2022**



VENUE:

**Lighthouse Theatre Studio
Timor Street
Warrnambool**

COUNCILLORS

Cr. Vicki Jellie AM (Mayor)
Cr. Otha Akoch
Cr. Debbie Arnott
Cr. Ben Blain
Cr. Angie Paspaliaris
Cr. Max Taylor
Cr. Richard Ziegeler

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can be obtained online at www.warrnambool.vic.gov.au

Peter Schneider
CHIEF EXECUTIVE OFFICER

AUDIO RECORDING OF COUNCIL MEETINGS

All Open and Special Council Meetings will be audio recorded, with the exception of matters identified as confidential items in the agenda. This includes public participation sections of the meeting. Audio recordings of meetings will be made available for download on the internet via the Council's website by noon the day following the meeting and will be retained and publicly available on the website for 12 months following the meeting date. The recordings will be retained for the term of the current Council, after which time the recordings will be archived and destroyed in accordance with applicable public record standards. By participating in Open and Special Council meetings, individuals consent to the use and disclosure of the information that they share at the meeting (including any personal/sensitive information), for the purposes of Council carrying out its functions.

BEHAVIOUR AT COUNCIL MEETINGS

Thank you all for coming – we really appreciate you being here. These meetings are the place where, we as Councillors, make decisions on a broad range of matters. These can vary greatly in subject, significance and the level of interest or involvement the community has. As part of making these decisions, we are presented with comprehensive information that helps us to form our position – you will find this in the agenda. It should also be remembered that the Council meeting is a “meeting of the Council that is open to the public”, not a “public meeting with the Council.” Each Council is required to have Governance Rules that pertains to meeting procedures. Warrnambool City Council has followed best practice in this regard and its Governance Rules provides regulations and procedures for the governing and conduct of Council meetings. Copies of the Conduct and Behaviour excerpt from Warrnambool City Council's Governance Rules can be obtained online at www.warrnambool.vic.gov.au. We thank you in anticipation of your co-operation in this matter.

ORDER OF BUSINESS

Page No.

1. OPENING PRAYER & ORIGINAL CUSTODIANS STATEMENT	4
2. APOLOGIES.....	4
3. CONFIRMATION OF MINUTES.....	4
4. DECLARATION BY COUNCILLORS AND OFFICERS OF ANY CONFLICT OF INTEREST IN ANY ITEM ON THE AGENDA.....	4
5. MAYORAL PRESENTATION	4
6. PUBLIC QUESTION TIME	4
7. REPORTS	5
7.1. ACTIVITIES & INITIATIVES 2021-2022: JANUARY - MARCH (QUARTER 3).....	5
7.2. COUNCIL PLAN 2021-2025 (2022 REVISION)	7
7.3. WARRNAMBOOL CITY COUNCIL – PROPOSED BUDGET 2022 - 2023.....	9
7.4. MARCH 2022 MONTHLY FINANCE REPORT	14
7.5. APPOINTMENT OF INDEPENDENT AUDIT & RISK COMMITTEE CHAIRPERSON ...	15
7.6. SMALL INFRASTRUCTURE FUND.....	17
7.7. DRAFT BEACH ACCESS STRATEGY	21
7.8. ELEVATING ENVIRONMENTALLY SUSTAINABLE DEVELOPMENT TARGETS PLANNING POLICY PROJECT	25
7.9. RAFFERTYS TAVERN - AMENDMENT TO PERMIT PP2011.0077.03.....	31
7.10. PUBLIC TREE PLANTING AND MAINTENANCE POLICY	36
7.11. FOOTPATH PRIORITISATION - PRINCIPAL PEDESTRIAN NETWORK STATUS UPDATE	39
7.12. DRAFT WASTE MANAGEMENT AMP POST CONSULTATION	43
7.13. SPORTING RESERVES SIGNAGE POLICY	46
7.14. ADVISORY COMMITTEE REPORTS	50
7.15. INFORMAL MEETINGS OF COUNCIL REPORTS.....	51
7.16. MAYORAL & CHIEF EXECUTIVE OFFICER COUNCIL ACTIVITIES - SUMMARY REPORT.....	52
8. NOTICE OF MOTION.....	52
9. GENERAL BUSINESS	52
10. URGENT BUSINESS	52
11. CLOSE OF MEETING	52

1. OPENING PRAYER & ORIGINAL CUSTODIANS STATEMENT

Almighty God
Grant to this Council
Wisdom, understanding and Sincerity of purpose
For the Good Governance of this City
Amen.

ORIGINAL CUSTODIANS STATEMENT

I wish to acknowledge the traditional owners of the land on which we stand and pay my respects to their Elders past and present.

2. APOLOGIES

3. CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the Additional Meeting of Meeting of Council held on 4 April 2022 and the Scheduled Meeting of Council held on 4 April 2022, be confirmed.

4. DECLARATION BY COUNCILLORS AND OFFICERS OF ANY CONFLICT OF INTEREST IN ANY ITEM ON THE AGENDA

Section 130 of the Local Government Act 2020 (Vic) (**the Act**) provides that a relevant person must disclose a conflict of interest in respect of a matter and exclude themselves from the decision making process in relation to that matter including any discussion or vote on the matter at any Council meeting or delegated committee meeting and any action in relation to that matter.

Section 126(2) of the Act sets out that a relevant person (Councillor, member of a delegated Committee or member of Council staff) has a conflict of interest if the relevant person has a **general conflict of interest** within the meaning of section 127 of the Act or a **material conflict of interest** within the meaning of section 128 of the Act.

A relevant person has a **general conflict of interest** in a matter if an impartial, fair minded person would consider that the person's private interests could result in that person acting in a manner that is contrary to their public duty.

A relevant person has a **material conflict of interest** in a matter if an affected person would gain a benefit or suffer a loss depending on the outcome of the matter.

A Councillor who has declared a conflict of interest, must leave the meeting and remain outside the room while the matter is being considered, or any vote is taken. Councillors are also encouraged to declare circumstances where there may be a perceived conflict of interest.

5. MAYORAL PRESENTATION

6. PUBLIC QUESTION TIME

7. REPORTS

7.1. ACTIVITIES & INITIATIVES 2021-2022: JANUARY - MARCH (QUARTER 3)

DIRECTORATE: Corporate Strategies

PURPOSE:

This report provides information on the progress in achieving the Activities and Initiatives (A&I's) set down for 2021-2022 as part of the Council Plan and Budget process. This report provides Council and the community with an update in the progress of actions across Councils' functional areas.

EXECUTIVE SUMMARY

This report reflects on the progress and achievements of a broad range of Activities and Initiatives set out in the Council Plan and Budget for the financial year 2021 –2022.

Whilst following all health directives of the State Government throughout the COVID-19 pandemic, Council was able to achieve the continuation of most of its services to the community in some form and additionally altered its program focus, where appropriate, to respond to supporting the community through our program of works.

Council has adapted its service delivery methods with COVID-safe plans and it is positive to see levels of service to the community growing once again to pre-pandemic levels.

The A&I's underpin activities Council undertakes to work toward the vision 2021 - 2025 of "A thriving city at the heart of coast and country".

The 5 key objectives that support this vision are:

1. We will be a healthy, inclusive and thriving community with equitable access to services, cultural opportunities and recreational activities.
2. We will protect and strengthen local ecosystems, enhance biodiversity and enable sustainable communities.
3. We will support a resilient local and self-sustaining regional economy that encourages economic growth and provides increased employment opportunities that attract ongoing investment.
4. We will provide high quality places that people value and want to live, work, play and learn in
5. We will be recognized as a collaborative Council and a high-performing organization that enables positive outcomes for Warrnambool's community, environment and economy and for Victoria's Southwest.

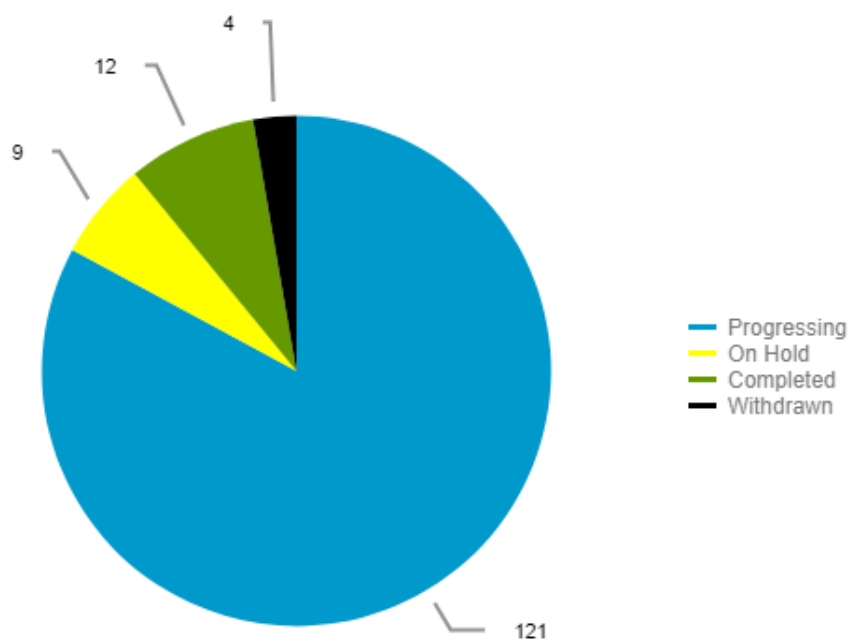
RECOMMENDATION

That the Activities & Initiatives 2021 – 2022: January – March (Quarter 3), be received.

BACKGROUND

The 2021 – 2025 Council Plan is the key planning and strategic document of the Council and details the Council strategic objectives for its community over a 4-year period.

Council is required to set down the A&I's on an annual basis that are to be funded and demonstrate how these actions will contribute to achieving the strategic objectives specified in the Council Plan and Budget.



ATTACHMENTS

1. Activities & Initiatives 2021-2022: January - March (Quarter 3) [7.1.1 - 35 pages]

7.2. COUNCIL PLAN 2021-2025 (2022 REVISION)

DIRECTORATE : Corporate Strategies

PURPOSE:

For Council to review the revised Council Plan 2021-2025 and release the draft Plan for community discussion.

EXECUTIVE SUMMARY

The Local Government Act (2020) requires Council to prepare and adopt a four-year Council Plan following a general election.

The Plan is reviewed annually.

The Council Plan is the feature document in Council's suite of strategic planning documents, formulated to guide the work of Council over a four-year period.

The Council Plan is strongly aligned with the long-term community plan, Warrnambool 2040, on which Council is a major partner.

Over recent months, Council has reviewed the Council Plan. The annual review is a fine-tuning of the plan and does not discount the work done by the community in helping to prepare the first iteration of the plan.

The vision for Warrnambool – a thriving city at the heart of coast and country – remains unchanged along with the plan's objectives which are:

1. A healthy community: we will be a healthy, inclusive and thriving community with equitable access to services, cultural opportunities and recreational activities.
2. A sustainable environment: we will protect and strengthen local ecosystems, enhance biodiversity and enable sustainable communities.
3. A strong economy: we will support a resilient local and self-sustaining regional economy that encourages economic growth and provides increased employment opportunities that attract ongoing investment.
4. A connected, inclusive place: we will provide high quality places that people value and want to live, work, play and learn in.
5. An effective Council: we will be recognised as a collaborative Council and a high-performing organisation that enables positive outcomes for Warrnambool's community, environment and economy and for Victoria's South West.

A number of activities and initiatives have been revised to reflect the completion of projects and any additional work being done to fulfil the plan's objectives. The actions and initiatives may be added to in response to community and councilor feedback during the exhibition period to represent our key strategic initiatives most accurately.

RECOMMENDATION

That Council approve the release of the Council Plan 2021-2025 (draft 2022 revision) for community discussion.

BACKGROUND

Council has committed to engaging with the community in the development of its Council Plan and other strategic documents.

The release of the revised Draft Council Plan allows the community to re-engage with the Plan and provide feedback to Council. This feedback will be gathered online and at a "Conversation Café" event to be held on Wednesday, May 11 at the Lighthouse Theatre Studio 5:30pm – 7:30pm.

FINANCIAL IMPACT

The allocation of Council resources through the annual Budget is designed to deliver on the actions and initiatives listed in the Council Plan.

LEGISLATION/POLICY/COUNCIL PLAN CONTEXT

5 An effective Council

5.2 Engaged and informed community: Council will ensure ongoing community engagement to identify changing needs and priorities when developing and delivering services and programs.

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

TIMING

Continuing the community engagement process around the review of the Council Plan ensures a final draft of the Plan can return to Council for consideration in June this year.

COMMUNITY IMPACT/CONSULTATION

Council will involve the community in the revision of the Council Plan through seeking feedback both online and in-person.

OFFICERS' DECLARATION OF INTEREST

Nil.

CONCLUSION

The release of the draft revision of the Council Plan provides an opportunity to engage the community in the Plan and ensure that the Plan remains relevant to the community's needs and aligned with the objectives in Warrnambool 2040.

ATTACHMENTS

1. 2918 council plan DRAFT april 2022 (002) [7.2.1 - 38 pages]

7.3. WARRNAMBOOL CITY COUNCIL – PROPOSED BUDGET 2022 - 2023

DIRECTORATE : Corporate Strategies

PURPOSE:

To consider Council's Draft Budget for 2022/23, and to consider placing this document out for community exhibition and to invite submissions from the community about the budget.

EXECUTIVE SUMMARY

- Section 94 of the Local Government Act 2020 provides that Council must prepare and adopt a Budget for each financial year and the subsequent 3 financial years.
- Section 96 of the Local Government Act 2020 provides that Council must develop the budget in accordance with its community engagement policy.
- The Budget is informed by the vision and objectives of the Council Plan.
- Warrnambool: A Beautiful city in the heart of the coast and country.
 - 1. A healthy community
 - 2. A sustainable environment
 - 3. A strong economy
 - 4. A connected, inclusive place
 - 5. An effective Council
- The Council Plan is underpinned by the aspirations the community has for itself, for the future, as articulated in the community vision for Warrnambool in 2040.
- Resources are allocated to try to best achieve these outcomes for our community in a responsible and sustainable manner.
- As required by the LGA and the Local Government (Planning & Reporting) Regulations 2020, and following the best practice guidelines of a model budget, the Draft Budget includes prescribed information, presented according to best practice local government accounting standards:
 - Financial Statements
 - Statement of Capital Works
 - Services and Initiatives funded in the budget.
 - Fees and charges
 - Rating and borrowing details.
- Council is proceeding with the engagement of community around its budget in alignment with its community engagement policy.
- Public notice of the draft budget will be given online, through notice in the local daily paper on May 5 and copies of the budget will be made available to view physically at our Service centre for at least 28 days. Persons will be given the opportunity to make submissions online and in writing.
- Those members of the public who wish to make a submission to the budget in person, as well as in writing, may do so by applying online or in writing during the submission process. Submitters wishing to be heard will be asked to attend Council's Scheduled meeting of June 6, 2022, to speak in support of their submissions.
- Council proposes to adopt the Budget, with or without modification, on Monday 27 June 2022.

- The budget is set to trying to respond in a balanced way to the impacts of the current pandemic and to our community's emergence to a new state of Covid normal. This budget responds to the continuing balance that is the reality of financial constraints and rising costs facing Council and the need to provide quality services and assets the community to achieve many of the aspirations set out in Warrnambool 2040 Plan and the Council Plan. Council's budget and the Long-Term Financial Plan are the mechanisms which Council allocates resources to achieve the priorities of the community and meet its financial obligations in a sustainable manner.

RECOMMENDATION

That Council:

- 1. Endorses the Draft Budget 2022- 23 to proceed for community exhibition and feedback in accordance with section 55 of the Local Government Act 2020.**
- 2. Authorise the Director Corporate Strategies to give public notice in accordance with section 94 of the Local Government Act 2020 of Council's intention to adopt, at an Additional Council meeting proposed to be held at 5.45pm on Monday 27 June 2022, the Budget 2022 – 23 (attached).**
- 3. Pursuant to Section 55 and in accordance with the objectives of Councils' Community engagement Policy Council will consider, and if requested in writing, hear any submissions received in relation to the Draft Budget 2022 - 2023, at its Scheduled Council meeting on Monday 6 June 2022 at 5.45 pm.**

BACKGROUND

The budget allocates resources on an annual basis to try and achieve the objectives of the Council Plan in the most financially sustainable manner possible and whilst trying to continue to provide quality services to all sections of our community.

Section 94 of the Local Government Act 2020 provides that Council must prepare and adopt a Budget for each financial year and the subsequent 3 financial years.

The Act and Regulations prescribe the information and format of the Budget, now commonly referred to as the "Model Budget".

The Model Budget 2022-2023 includes a range of information including:

- Financial Statements
- Statement of Capital Works
- Services and Initiatives funded in the budget.
- Fees and charges
- Rating and borrowing details.

Council in the development of its Council plan has gone through a comprehensive deliberative engagement process. This process has established the foundation of what the community would like to see achieved. As always there is more that the community wants to see achieved than there are the resources to deliver. The budget is Council's demonstration of how it will resource these aspirations and deliver on the core important services it provides to the community. A constant tension exists between different interest groups in our diverse community. Council is required to consider both all the evidence presented to it on the most prudent way forward for the use of the communities' resources.

Core activities and Values used for Community Engagement

The following engagement activities and values aid in decision-making which reflects the interests and concerns of the community:

- community engagement includes the promise that the public's contribution will be included in the decision-making process;
- community engagement promotes sustainable decisions by recognising and communicating the needs and interests of participants, the broader community and Warrnambool City Council decision-makers;
- community engagement seeks out and facilitates the involvement of those potentially affected by or interested in, a decision;
- community engagement provides people with the information they need to participate in a meaningful way;
- engagement will recognise the diversity within a community including ages, abilities and cultures;
- the Council will report to those involved in an engagement process to complete the information loop from community input to outcome for the community; and
- people will be informed of community engagement outcomes via means which may include Council meeting reports, outcomes published on Council's website, on Council's social media platforms, in Council's newsletter to the community.

The formation of the key objectives of the budget were deliberated through the development of the Council Plan and how Council would resource these objectives.

The next stage of deliberation of the budget is focussed mainly on the consultation level given the broad ranging impacts of a budget and the breadth of community members affected. This is a meaningful form of engagement that allows for specific views to be raised and considered.

Council has now prepared a Draft Budget; it is giving the public an opportunity for at least 28 days to respond to its proposal.

Copies of the budget are available for inspection at the Council offices and that will also be published on the Council internet site.

The community are encouraged to make submissions, in accordance with Council's Community engagement policy to the draft budget. Council is seeking the views of the community on the draft budget through this formal submission process.

Any person wishing to be heard must indicate this in writing in their submission. The maximum time permitted for any submitter to speak to their submission will be 5 minutes this is an opportunity for submitters to state their case directly to the Councillors. There is no limit to the supporting material that can be provided in support of a submission in writing.

ISSUES

Council has prepared a Draft Budget for the 2022-2023 budget year in accordance with Council's budget principles.

The Budget has been reviewed over a series of workshops with the executive and Council.

The budget has been prepared under the State Government's Fair Go Rates System. This system results in the Minister for Local Government determining the average rate cap for the next fiscal year.

The draft budget attempts to find balance of ongoing service and infrastructure needs of the Warrnambool community and gives heed for the need to provision for recovery in the community, within the financial capacity of the Council.

The key drivers for the budget are:

- To maintain important community services.
- To fund renewal of infrastructure and community assets
- Focus on opportunities for our community to thrive in partnership with other levels of government.
- To consolidate a financial position that creates an opportunity to remain financial sustainable.
- To finalize delivery of some major capital projects that will enhance the communities' outcomes around learning, commerce, and recreation.
- To seed fund key strategic priorities for Councils long term aspirations for the community

Note that for every \$100 in taxes paid by Victorian residents, rates make up approximately \$3.50, the other \$96.50 goes to the State and Federal Governments.

Council delivers a diverse and wide range of services to the community and the budget process requires the review and construction of annual income and expenditure budgets to assess the ongoing levels of resources necessary to deliver these services.

Council is mindful of its requirement to be financially sustainable (low risk rating achieved for from the Victorian Auditor General) and assesses the changing environment within which it operates and the budget impacts of these changes.

The Budget comprises:

	Draft 2022/23 Budget
Recurrent (operational) Budget	\$79.11m
Capital Works	\$28.35m
Total Budget	\$107.46m

The Budget also contains a range of activities and initiatives that contribute to achieving the strategic objectives contained in the Council Plan as well as providing financial resources to continue the delivery of services to the community.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

5 Practice good governance through openness and accountability while balancing aspirations with sound financial management

5.2 Develop policies, strategic plans and processes to address local and regional issues, guide service provision and ensure operational effectiveness

5.3 Ensure financial sustainability through effective use of Council's resources and assets and prudent management of risk

TIMING

- Public exhibition of the draft budget – 4 May 2022 to 1 June 2022.
- Closing date for written submissions to the draft budget – 1 June 2022.
- Opportunity to be heard in support of a written submission at the Scheduled Council meeting – 6 June 2022.
- Additional Council meeting for the adoption of the 2022 - 23 budget – 27 June 2022.

Those wishing to make a submission will be able to do so in writing to PO Box 198 Warrnambool 3280 and submit this feedback either through the post or online at www.yoursaywarrnambool.com.au

Those making submissions must provide their name and contact details.

COMMUNITY IMPACT / CONSULTATION

The long-term viability of Council's services and infrastructure has key impacts on the community. Much of the consultation work undertaken by Council over the last few years has reinforced the view that the community wishes to see a strong vibrant and growing city.

This again has been reinforced through the Council Plan deliberative engagement processes. Council continues to recognize that ongoing hardship exists in different sections of the community and has responded with a balanced approach in the draft budget where enhanced hardship provisions also allow for a rebate for the average rate rise proposed and simplified hardship processes will be put in place to help members of the community who are experiencing financial hardship.

Our leadership role in the region in attracting funds for a growing future will be essential. Council through the Council plan deliberations understands many of the key priorities for our community lay outside of Councils direct control, but the community wants to make sure that Council is doing its utmost to advocate for these critical issues on their behalf. Like improve rail services, upgraded highways, retention of tertiary education centers, improved health infrastructure.

Frank conversations have been held within our organization as to the trade-offs possible to help inform our decision making on a financially sustainable future, in an environment that requires us to respond to a long and sustained emergency environment.

Council will be holding a **Community Conversation Café** around the Council Plan and Budget at the **Light House Theatre on May 11, 2022, from 5:30pm to 7:30pm** this will be a further opportunity to seek feedback directly on the outcomes that the Budget is trying to achieve for the community.

ATTACHMENTS

1. 2022-2023 Draft Budget [7.3.1 - 117 pages]

7.4. MARCH 2022 MONTHLY FINANCE REPORT

DIRECTORATE : Corporate Strategies

PURPOSE:

This report updates Council on the financial performance for the 9 months ended 31st March 2022.

EXECUTIVE SUMMARY

- This Finance Report compares actual financial results to budget for the 9 months from 1 July 2021 to 31 March 2022 - **refer Attachment 1.**
- The report sets out financial results for Councils recurrent (day to day operations) Projects, Capital Works, Rates and Loan activities.
- Year to date forecasts are profiled to reflect the timing of cash inflows and outflows.
- Overall the actual results indicate a favourable financial position of \$0.811m when compared to the YTD Forecast.

RECOMMENDATION

That the Finance Report for the 9 months ending 31 March 2022 be received.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

ATTACHMENTS

1. March 2022 Monthly Finance Report - Council [**7.4.1** - 10 pages]

7.5. APPOINTMENT OF INDEPENDENT AUDIT & RISK COMMITTEE CHAIRPERSON

DIRECTORATE : Corporate Strategies

PURPOSE:

This report recommends the appointment of an independent member as Chairperson to Council's Audit & Risk Committee.

EXECUTIVE SUMMARY

- The Audit & Risk Committee (the Committee) is an independent advisory committee established under section 54 of the Local Government Act 2020.
- The charter for the Audit & Risk Committee stipulates that the Council must appoint the Chairperson.
- The current Chairperson of the Committee, Mr Dennis Farley, has decided to retire from the Chairperson role and the Committee.
- The retirement was known in advance and a succession plan was put in place to recruit for the vacant role in November 2021.
- As a result of the succession plan, there is a vacancy for the Chairperson role but the Committee has the required number of independent members.

RECOMMENDATION

- 1. That Mr Leon Fitzgerald be appointed as the Chairperson of the Audit and Risk Committee.**
 - 2. That Council acknowledges the contribution of Mr Dennis Farley over his 3 and a half year tenure on Warrnambool City Council's Audit and Risk Committee, including time spent as Chair of the committee and that Council thanks him for his service to the Warrnambool community in this role.**
-

BACKGROUND

The Audit & Risk Committee (the Committee) is an independent advisory committee established under section 54 of the Local Government Act 2020.

The purpose of the Committee is to advise Council on the effectiveness of the organisation's systems, processes and culture for complying with its legal and financial obligations. The committee also plays a key role in the oversight of key strategic risks. In fulfilling this role, the Committee is to aid in the implementation of the Council Plan.

The Committee is accountable to and reports directly to Council.

The Committee's work is to be informed by the requirements of the Act and best practice in audit, risk and governance principles in order to achieve the objectives of the charter adopted by Council.

The Committee is made up of 3 independent members and 2 Councillor members. The Chairperson is required to be an independent member and chosen through a resolution of Council.

ISSUES

The current Chairperson, Mr Dennis Farley, is retiring from the Chairperson role and the Committee. Mr Farley made Council aware of his intention to retire and a succession plan was put in place in November 2021. This resulted in the recruitment of Ms Donna Porritt and Mr Leon Fitzgerald to fill the initial vacancy and the future planned vacancy on the Committee.

The Committee have held internal discussions and have recommended that Mr Leon Fitzgerald be appointed as the Chairperson of the Committee. Mr Fitzgerald has extensive experience in financial and commercial management with large and complex organisations. He has been present at the November and March Committee meetings and has shown good leadership skills and knowledge of Council. He will be supported by the other members of the Committee and Council management.

It is anticipated that the Chairperson role will be reviewed on an annual basis.

FINANCIAL IMPACT

The independent members are paid for their services on the committee and this is included in the annual budget for the Committee.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

5.6 Risk mitigation: Council will mitigate and manage organisational risks through sound management systems and processes.

TIMING

The next Committee meeting is 17th May 2021.

OFFICERS' DECLARATION OF INTEREST

No conflicts of interest declared.

CONCLUSION

It is recommended that Mr Leon Fitzgerald be appointed as the Chairperson of the Audit & Risk Committee.

ATTACHMENTS

Nil

7.6. SMALL INFRASTRUCTURE FUND

DIRECTORATE : Corporate Strategies

PURPOSE:

This report seeks Council to consider the submitted project under the Community Small Infrastructure Fund.

EXECUTIVE SUMMARY

- Council has an opportunity to review and adopt new projects brought to their attention by the community under the Community Small Infrastructure Fund on a quarterly basis or as required.
- Officers compile a list of projects provided from initiatives within the Community that are assessed as providing community benefit under the programs established criteria. Councillors are presented the projects for consideration during a Councillor briefing.
- For a project to proceed to implementation it must be considered and decided upon at a Council meeting
- The balance of the Community Small Infrastructure Fund after the allocation to previously approved projects is estimated at \$762,835. This sum represents a total prior to the consideration of this project.

RECOMMENDATION

That Council allocate the following amounts, dependent upon relevant planning and building permits, from the Community Small Infrastructure Fund:

- **Old Collegians Football Netball Club spectator shelter - \$30,000**
-

BACKGROUND

Councillors established the Community Small Infrastructure Fund (SIF) as part of the 2014/15 Budget process with 0.5% of rates specifically allocated towards it. In addition, \$250,000 was allocated into the fund based on savings from the 2013/14 capital works program.

A further 0.5% of rates were added to the fund as part of the 2015/16 budget process. As such, the Fund now receives 1% of rate revenue annually.

The SIF has guidelines and evaluation criteria to ensure that the adopted projects are meeting the objective of the fund and assessed on a consistent basis. Projects that are adopted as part of this program require resolution by Council.

The consideration and adoption of new projects will be done on a quarterly basis to ensure initiatives which may arise during the year may be considered rather than needing to be held over for the full budget cycle.

ISSUES

The program has been designed to allow Council to respond to Community needs around small infrastructure projects that meet key selection criteria.

The officers have compiled a list of projects for Councillor consideration.

Council has established the following Guiding Principles and Processes for use of the Fund:

- Councillors can make submissions to the Fund throughout the year.
- Projects should address the SIF Criteria.
- Projects that are non-compliant will be removed from the process and communicated back to Councillors and lead proponents for the project within the community.
- If projects are available for funding under another funding stream (ie. Asset Renewal or a Capital Works project bid) they will be excluded from this process.
- Projects should not exceed a contribution from Council of \$200,000 and roadworks including roundabouts and carparks are specifically excluded from the Fund.
- Officers shall then collate all submissions and prepare cost estimates and SIF submissions forms for evaluation.
- All previously submitted projects that have not been successful will remain on the SIF Project list for future evaluation unless specifically removed.
- Projects will be evaluated by the Recreation and Assets Working Group (RAWG) in accordance with the SIF Evaluation Criteria, ranked and presented to Council for decision.
- Additional allocations replenish the fund as per resolution of Council annually during the budget process.
- The SIF should not be exhausted each year.

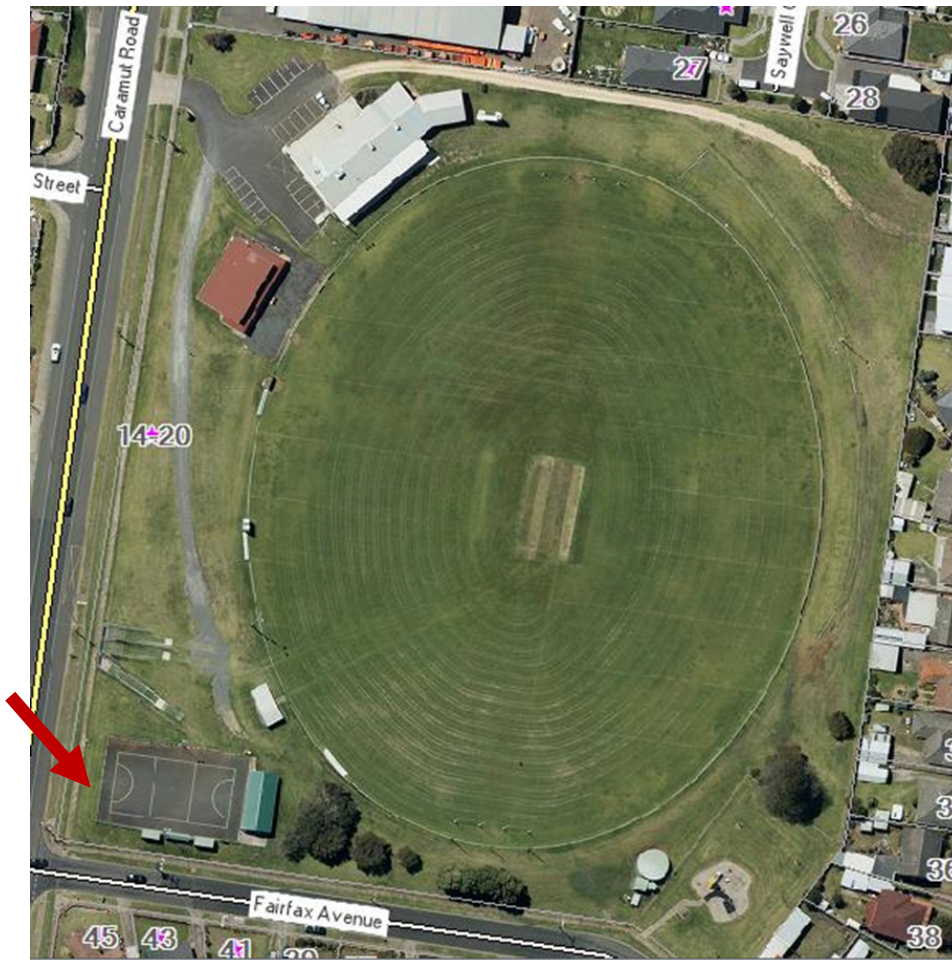
Considered Projects

Council has received 1 project from a Community group for consideration. This project has been assessed by an internal working group (RAWG) and scored in accordance with the Community Small Infrastructure Fund evaluation criteria.

RAWG are supportive of the project and there were no significant issues identified with the project.

The project is to construct a tiered seating supporter shelter at the Davidson Oval for viewing of the netball courts. It is being requested that the Community Small Infrastructure fund contribute \$30,000 to construct the shed and the tiered seating will be funded through Council's sports infrastructure program line which is used to support new infrastructure.

The structure will be located at the end of the netball court to provide shelter for the netball spectators.



Council will manage the project and work closely with the club to deliver the outcomes.

FINANCIAL IMPACT

The estimated cost of the project is \$30,000. The Community Small Infrastructure Fund is budgeted annually at approximately 1% of rate income and the project listed for consideration will be within the allocated budget.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.2 Engaged and informed community: Council will ensure ongoing community engagement to identify changing needs and priorities when developing and delivering services and programs.

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

TIMING

If adopted the projects will be scheduled into the current capital program and resources reviewed for the appropriate delivery mechanism within reasonable timeliness.

COMMUNITY IMPACT / CONSULTATION

The projects submitted all have a basis of expressed community support and need. Projects have been submitted for consideration by Councillors with consultation with the community members.

Projects are reviewed by officers to understand the scope, costing and development information prior to them being considered by Councillors at briefing sessions. Councillors then work through the relative merits of submitted projects.

Projects are submitted and reviewed on a quarterly cycle to ensure the timeliness of projects being considered.

LEGAL RISK / IMPACT

Each project that is put forward through the Community Small Infrastructure Fund will have its own risk assessment performed.

OFFICERS' DECLARATION OF INTEREST

No declarations.

COLLABORATIVE PROCUREMENT

Collaborative procurement will be considered during the delivery phase of the project.

ATTACHMENTS

Nil

7.7. DRAFT BEACH ACCESS STRATEGY

DIRECTORATE : City Growth

PURPOSE:

This report outlines the draft Warrnambool Beach Access Strategy and recommends that it is released for community consultation.

EXECUTIVE SUMMARY

- The draft Warrnambool Beach Access Strategy provides guidance for Warrnambool's 33 beach access points between Shelly Beach and Logans Beach, over a 15-year timeframe.
- The strategy helps inform council's capital works and renewal programs and will be used to support future grant and funding applications associated with improving beach access.
- A public survey was undertaken in March 2022 and responses have informed the development of the draft plan.
- The draft plan has been developed in collaboration with Council staff and key stakeholders and is ready to be released for public comment.
- The community, interested parties and key stakeholders will have the opportunity to provide comment on the draft plan, this feedback will inform the final Warrnambool Beach Access Strategy.

RECOMMENDATION

That Council approve the release of the draft Warrnambool Beach Access Strategy for community consultation.

BACKGROUND

Council maintains 35 beach access points. The beach access points range from fully constructed access ramps to informal paths. Two of these access points, one at Levys Beach and another at Spookys Beach, were included in the recently completed Wild Coast Landscape Master Plan. The remaining 33 beach access points span across approximately eight (8) kilometres of Warrnambool's coastline. These 33 beach access points provide access to Shelly Beach, Pickering Point, the Merri River Estuary, Stingray Bay, Worm Bay, Lady Bay, Point Ritchie / Moyjil, Hopkins River Estuary and Logans Beach. Warrnambool City Council is the Committee of Management (CoM), established under the *Crown Land (Reserves) Act 1978*, who are responsible for managing much of the Warrnambool coastline, including the 33 beach access points included within this study.

In 2019, Council completed an audit of the beach access points it maintains. The audit identified that some beach access structures are not fit for purpose and some have a limited useful remaining lifespan. In the future, significant changes are likely to place additional pressure on Warrnambool's coastline. The population of Warrnambool was approximately 35,500 in 2020 and is forecast to reach close to 40,000 by 2036. (RDV, 2022). Warrnambool is also a popular and expanding tourism destination (WWC, 2021) and this will result in a growing demand for beach access in the coming years. The impacts of climate change are expected to bring a warmer year-round climate, more frequent storm surges with increased wave height as well as sea level rises. These forecast changes may cause significant impact on the coastline, including its fragile dune system and built infrastructure. Council initiated this Beach Access Strategy to: a) Gain a better understanding of the needs of stakeholders, community and visitors in accessing Warrnambool's beaches, b) Find out more about the challenges and opportunities for each beach access point; and c) Develop recommendations for what can be done to better manage Warrnambool's beach access.

The draft Beach Access Strategy is informed by consultation with community and key stakeholders. It is also informed by the various strategies, plans and policies that are relevant to coastal planning and specifically beach access, including the Warrnambool Coastal Management Plan 2013, Disability Access and Inclusion Policy 2020, Active Warrnambool Strategy 2019-30, Warrnambool 2040, Community Plan 2019 and the Warrnambool Coastal Vegetation Management Plan 2012.

ISSUES

Council sought community feedback in the form of an online survey, for the preparation of the Warrnambool Beach Access Strategy on March 2022. The survey asked participants which access points residents and visitors currently use, what issues/challenges exist for beach access and how beach access can be improved. **Refer to Attachment 1: Beach Access Point Usage Consultation Response page 69 of the draft Strategy.**

There were 51 responses to the survey, two written submissions from individuals, were also received. The principles, objectives and recommendations of the plan are based upon the insights and suggestions from the consultation conducted as well as the findings from site visits, site analysis and previous audits.

The draft strategy is in five parts: Introduction & Planning Framework, Consultation Findings, Analysis, Planning Principles and Recommendations and Implementation 2022-2037. **Refer to Attachment 1.1.2 Draft Warrnambool Beach Access Strategy.**

The Implementation 2022-2037 plan includes recommendations for improvements to Warrnambool's beach access points, over a period of 15 years. The timing for delivery of these recommendations will be dependent on Council priorities and budget allocations and availability of funding programs and grant opportunities.

The key recommendations include:

- Replacement of the existing accessible ramp near the Warrnambool Surf Lifesaving Club, three new accessible ramps in Lady Bay and Hopkins River (to replace existing structures) and consolidation of two access structures into one new accessible ramp at 'The Flume'
- Replacement of 13 staircases, including accessibility and safety improvements
- Retention of five (5) recently constructed/upgraded access structures, with no changes proposed
- Retention and improvements to seven (7) existing structures
- Closure of two existing access points; and
- One new access point at the Harbour

FINANCIAL IMPACT

The preparation of the Warrnambool Beach Access Strategy has been funded by Council. Implementation of the strategy will be accommodated within Council's capital works and renewal programs budget and will be used to support future grant and funding applications associated with improving beach access such as the Department of Environment, Land, Water and Planning (DELWP) funding stream for coastal public risk and access.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

1 A healthy community

1.1 Be a welcoming and inclusive city: Warrnambool will be a city that is more welcoming to all and which fosters diversity.

1.2 Engage with the Aboriginal community: Council will pursue improved partnerships and meaningful engagement with Aboriginal people to grow opportunities and better outcomes for Aboriginal people.

1.3 Health and wellbeing : Council will take action to improve health, wellbeing and safety outcomes for Warrnambool's community.

1.4 An accessible city: Council will improve physical and social accessibility to community services, facilities, places and precincts.

1.5 Recreation, arts, culture and heritage: Council will support opportunities to participate in a wide range of recreational, arts and cultural programs that promote activity, wellbeing, diversity heritage and which increase community connectedness.

2 A Sustainable environment

2.1 Natural environment: Council will enhance open spaces and infrastructure that support a healthy community, wildlife, flora, fauna and biodiversity.

2.2 Water and coastal management: Council will protect and enhance the health of Warrnambool's coastline and inland waterways to protect and improve biodiversity

2.3 Environmental impact and a changing climate: Council will encourage innovation and initiatives that minimise Warrnambool's environmental impact.

2.5 Waste minimisation: Council will pursue programs to minimise waste throughout the community, industry and promote the benefits of reduction, re-use and recycling of materials.

4 A connected, inclusive place

4.1 Effective planning: Council will ensure its planning acknowledges the unique character and attributes of local places and that that supports social connection, equitable access, appropriate housing and sustainable population growth.

4.2 A connected community: Council will enhance Warrnambool's connectivity through the delivery of, or advocacy for, improvement to roads, public transport, footpaths, trails and digital infrastructure.

4.4 Sustainable practices: Council will promote and encourage the implementation of sustainable design across the municipality including the attractiveness, safety, accessibility and functionality of our built environment.

5 An effective Council

5.2 Engaged and informed community: Council will ensure ongoing community engagement to identify changing needs and priorities when developing and delivering services and programs.

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

5.6 Risk mitigation: Council will mitigate and manage organisational risks through sound management systems and processes.

TIMING

It is anticipated that the draft Warrnambool Beach Access Strategy will be released for public comment in May/June 2022.

Following the period for public comment, submissions in response to the draft Warrnambool Beach Access Strategy will be assessed and any necessary amendments will be made to the plan. The revised Warrnambool Beach Access Strategy will be presented to a future council meeting in July/August 2022.

COMMUNITY IMPACT / CONSULTATION

Community consultation for the development of the Warrnambool Beach Access Strategy has been undertaken through a two staged approach.

The first stage comprised an online survey to establish how the community use and value the beach accesses along with concerns for beach accesses and what should be addressed within the plan. The feedback received has influenced the vision of the draft plan. Council staff provided early input into the plan.

The release of the draft Warrnambool Beach Access Strategy for community consultation is the second stage in the consultation process. The plan will be released on Councils Your Say website and notification will be included in the newspaper and social media. Key stakeholders will be notified of the release of the draft plan.

LEGAL RISK / IMPACT

In 2019, Council completed an audit of the beach access points it maintains. The audit identified that some beach access structures are not fit for purpose and some have a limited useful remaining lifespan. Consideration of each beach accesses physical condition, safety issues, environmental issues, cultural issues and historical issues produced a safety score and list of capital works needed for each access. The Warrnambool Beach Access Strategy has been developed to assist in improving the safety score and prioritising capital works.

OFFICERS' DECLARATION OF INTEREST

None.

CONCLUSION

The draft Warrnambool Beach Access Strategy provides recommendations that are intended to provide guidance for Warrnambool's 33 beach access points between Shelly Beach and Logans Beach, over a 15-year timeframe. The strategy will help inform Council's capital works and renewal programs and will be used to support future grant and funding applications associated with improving beach access.

It is proposed that the draft Warrnambool Beach Access Strategy will be released for public comment to provide the opportunity for the community and interested parties to make submissions and provide feedback on the strategy.

ATTACHMENTS

1. Beach Access Strategy Draft April 2022 [7.7.1 - 75 pages]

7.8. ELEVATING ENVIRONMENTALLY SUSTAINABLE DEVELOPMENT TARGETS PLANNING POLICY PROJECT

DIRECTORATE : City Growth

PURPOSE:

This report provides an overview of the Elevating Environmentally Sustainable Development (ESD) Targets Planning Policy Project, and recommends Council participate in Stage 2 of the project which includes participation in a planning scheme amendment.

EXECUTIVE SUMMARY

- City Strategy and Natural Environment and Sustainability teams have been working with the Council Alliance for a Sustainable Built Environment (CASBE) on a project to elevate ESD targets and implement planning policy into the Planning Scheme
- The project is a collaboration between 31 participating Councils under the leadership of CASBE, who are auspiced by the MAV.
- The work closely aligns with the goals and objectives of Green Warrnambool.
- There are multiple cost sharing benefits of participating in this project with 30 other Councils. The costs incurred for Stage 1 was \$163,000; Warrnambool City Council's contribution was \$2,685, achieving a cost saving of \$160,315. The estimated cost of Stage 2 is \$400,000; Warrnambool City Council's contribution is currently estimated to be \$20,000; achieving a cost saving of approx \$380,000.
- In total, cost savings by participating in a shared collaboration process is potentially in the vicinity of \$540,695.
- Stage 1 of the project has been completed which comprised substantial research that aims to deliver revised and elevated ESD targets for new development, including targets for zero carbon development - **refer to Attachment 1** for a summary of the research undertaken and summary of the consultants' reports.
- Stage 2 of the project seeks to implement the policy into the Planning Schemes of the participating Councils in a collective manner, via a 'GC' Amendment which provides one process to amend the different Council's planning schemes at the same time. Again, delivering substantial cost savings to Council by participating in a collective Planning Scheme Amendment process.

RECOMMENDATION

That Council:

1. Pursuant to sections 8A and 8B of the *Planning and Environment Act 1987*, seek authorisation from the Minister for Planning to prepare an Amendment to the Warrnambool Planning Scheme as shown in Attachment 5 - draft Particular Provision, to this report.
2. Request that the Minister for Planning establish an advisory committee to advise on the ESD project in accordance with section 151 of the *Planning and Environment Act 1987*.
3. Endorses the reports *Sustainability Planning Scheme Amendment – Cost-Benefit Analysis, Frontier Economics (March 2022)*; *Sustainability Planning Scheme Amendment Background Research, Hansen Partnership (March 2022)*; *Sustainability Planning Scheme Amendment – Background Research Part A Technical ESD and Development Feasibility, HipV Hype (March 2022)* as shown in Attachments 2, 3 and 4 to this report, as supporting documents to this Amendment. The reports outline the rationale and evidence which underpin the proposed planning scheme changes.

4. **Supports the *Ministers Advocacy Letter* as shown in Attachment 6 that encourages the Mayor and Deputy Mayor to write to the Minister for Planning and Housing, Minister for Energy, Environment and Climate Change, and Minister for Local Government and Suburban Development outlining the benefits to the community of introducing zero carbon focused and elevated ESD planning policy into the Planning Scheme, and how this Amendment should be adopted as a part of the State Government's environmentally sustainable development planning reforms.**
5. **Supports Warrnambool City Council's participation in an informal community awareness raising communications activities process centrally led by CASBE on behalf of the partner councils.**

BACKGROUND

Current land developments, including housing, industrial and commercial will impact the municipality's sustainability for years to come.

Council can influence the design of private developments by setting Environmentally Sustainable Development (ESD) requirements through the Warrnambool Planning Scheme. These can help to minimise energy use, water and waste, improve environmental outcomes and amenity and reduce ongoing running costs for our community.

Introducing requirements through Planning Policy is an effective and low-cost way for Council to influence the built environment that will result in lasting improvements to sustainability and residents' quality of life.

Warrnambool City Council has been collaborating with CASBE, in partnerships with a group of 31 councils across Victoria in the Elevating Targets Planning Project. Stage 1, which saw the preparation of new ESD standards for inclusion in the Planning Scheme, has now been completed and Stage 2 has commenced which is to introduce the new controls into the Planning Scheme.

Green Warrnambool Strategy

The Elevating ESD Targets project aligns with the Green Warrnambool strategy which sets the vision for Warrnambool to be the most environmentally sustainable regional city in Australia. The six goals of Green Warrnambool include:

- Zero Warrnambool
- Adaptable Warrnambool
- Wise Warrnambool
- Natural Warrnambool
- Blue Warrnambool
- Green Warrnambool

The 2040 goals to achieve the vision set out in the strategy include:

- The City of Warrnambool will have Zero net greenhouse gas emissions
- Warrnambool's energy is sourced from renewables
- Homes and businesses use renewable energy for their energy needs
- ESD principles used for all new developments and upgrades
- All new infrastructure is designed for the changed and changing climate
- Zero carbon neighbourhood

Energy efficient buildings will play an important role in reducing emissions and ensuring that our homes and built environment can withstand changing climate conditions. Sustainable design assists with protecting our environment, secures today's living standards, helps future-proof communities against rising energy, water and waste disposal costs and reduces the impact of climate change.

ISSUES

Thirty-one councils, in conjunction with the Council Alliance for a Sustainable Built Environment (CASBE), have completed Stage 1 of a two-stage process that aims to build on the existing local ESD Policies held by numerous Victorian Councils, including Warrnambool City Council, and deliver revised and elevated ESD targets for new development, including targets for zero carbon development.

The other Councils participating in the project are:

- Ballarat
- Banyule
- Bayside
- Brimbank
- Boroondara
- Darebin
- Frankston
- Glen Eira
- Greater Bendigo
- Greater Dandenong
- Greater Geelong
- Greater Shepparton
- Hobsons Bay
- Hume
- Knox
- Maribyrnong
- Maroondah
- Mitchell
- Moonee Valley
- Moreland
- Mornington Peninsula
- Mount Alexander
- Port Phillip
- Stonnington
- Strathbogie
- Whitehorse
- Whittlesea
- Wodonga

As can be seen from the above list, Warrnambool is the only south-west Council participating in the project, which importantly demonstrates Warrnambool's leadership in this field, as well as delivering reputational benefits. In addition, it is important to note that Warrnambool is aligned in this project with other large regional cities, such as Ballarat, Geelong, Bendigo, Wodonga and Shepparton.

Consultants were engaged to independently review draft ESD planning policy objectives and standards. Fifteen case studies were selected from the project councils to inform the baseline and test the technical and development feasibility and economic implications of the elevated standards.

The reports were as follows:

- Part A. Technical ESD and Development Feasibility
- Part B. Planning Advice
- Part C. Economic Benefit Cost Analysis

These reports form the evidence base underpinning the proposed joint Planning Scheme Amendment (Stage 2 of the project), as well as and advocacy to the Victorian State Government.

Amendment documentation has been prepared to support the participating councils prepare the planning scheme amendment.

The key environmental themes which will be addressed via the amendment are as follows:

- **Operational Energy** – This theme focuses on energy efficiency, on-site renewable energy generation and energy supply, with the aim of achieving net zero operational carbon.
- **Sustainable Transport** - This theme focuses on facilitating increased active transport with the aim of reducing private vehicle trips and setting the condition to ensure a smooth transition for the future uptake of electric vehicles.
- **Integrated Water Management** - This theme focuses on the reduction of potable water consumption through efficiency measures and use of non-potable water sources, and the improving the quality of stormwater discharging from site.
- **Indoor Environment Quality** - This theme focuses on improving the comfort of building occupants including internal temperatures, air quality and daylight access.
- **Circular Economy** - This theme focuses on improving rates of resource recovery during both construction and operation and closing the loop by encouraging the use of materials with recycled content as an alternative to virgin materials.
- **Green Infrastructure** - This theme focuses on increasing the amount of green infrastructure to provide a range of ecosystem service benefits and reducing the contribution of the built environment to the urban heat island effect.

These themes are then to be addressed by a series of detailed objectives and standards to be met. For each standard, the relevant objectives which the standard is intended to deliver will be identified, along with commentary as to how the standards would be assessed through the proposed process.

Next Steps

Following completion of Stage 1, the Elevating ESD Targets Working Group is seeking confirmation as to which Councils intend on participating in State 2 of the project. The more Council's that participate, greater the cost savings will be across participating councils as a shared costs approach is proposed.

The project aims to introduce requirements that will go above the requirements expected to be introduced state-wide through the previously announced ESD Roadmap.

A Planning Scheme Amendment will be submitted to DELWP for consideration that seeks authorisation to prepare and exhibit an amendment which will introduce a new Particular Provision into the Planning Scheme.

FINANCIAL IMPACT

The costs associated with the participation in the Elevating ESD Project will be accommodated within the City Strategy and Development budget. As outlined earlier in the report, there are substantial cost savings to Council by participating in the project in collaboration with CASBE and 30 other Councils, in the order of \$540,695.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

1 A healthy community

1.3 Health and wellbeing : Council will take action to improve health, wellbeing and safety outcomes for Warrnambool's community.

1.4 An accessible city: Council will improve physical and social accessibility to community services, facilities, places and precincts.

2 A Sustainable environment

2.1 Natural environment: Council will enhance open spaces and infrastructure that support a healthy community, wildlife, flora, fauna and biodiversity.

2.2 Water and coastal management: Council will protect and enhance the health of Warrnambool's coastline and inland waterways to protect and improve biodiversity

2.3 Environmental impact and a changing climate: Council will encourage innovation and initiatives that minimise Warrnambool's environmental impact.

2.4 Water resource management: Council will promote and encourage awareness of sustainable practices in our work and in the community, including water resource management.

2.5 Waste minimisation: Council will pursue programs to minimise waste throughout the community, industry and promote the benefits of reduction, re-use and recycling of materials.

2.6 Awareness and celebration: Council will foster community awareness and recognition of the benefits of positive outcomes for Warrnambool's environment

4 A connected, inclusive place

4.1 Effective planning: Council will ensure its planning acknowledges the unique character and attributes of local places and that that supports social connection, equitable access, appropriate housing and sustainable population growth.

4.2 A connected community: Council will enhance Warrnambool's connectivity through the delivery of, or advocacy for, improvement to roads, public transport, footpaths, trails and digital infrastructure.

4.3 Stronger neighbourhoods: Council will foster neighbourhood connections and capacity building including the development of inclusive recreational and cultural opportunities.

4.4 Sustainable practices: Council will promote and encourage the implementation of sustainable design across the municipality including the attractiveness, safety, accessibility and functionality of our built environment.

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

5.6 Risk mitigation: Council will mitigate and manage organisational risks through sound management systems and processes.

5.7 Effective advocacy: Council will pursue effective advocacy by providing compelling materials for desired support and funding for community priorities through establishing strong relationships with other levels of government, strategic partners and key stakeholders

5.8 Regional role and relationships: Council will acknowledge Warrnambool's capability as the regional centre of southwest Victoria through appropriate leadership, advocacy and partnerships that enable greater opportunity for the region

TIMING

It is anticipated that the request for authorisation to DELWP will be submitted by the end of June.

COMMUNITY IMPACT / CONSULTATION

CASBE will undertake informal community awareness program and the preparation of any Planning Scheme Amendment will consider public exhibition and consultation in accordance with the requirements of the Planning and Environment Act.

LEGAL RISK / IMPACT

Risk is managed through implementing the provisions of the *Planning and Environment Act 1987*.

OFFICERS' DECLARATION OF INTEREST

None.

COLLABORATIVE PROCUREMENT

The Elevating ESD project is a collaborative project coordinated by CASBE, which is a part of the MAV. The project has been developed in partnership with 31 councils.

CONCLUSION

Participation in the Elevating ESD Targets project and the preparation of a Planning Scheme Amendment to address ESD in the Warrnambool Planning Scheme will contribute to achieving the goals of Green Warrnambool and creating sustainable and healthy buildings.

Energy efficient buildings will play an important role in reducing emissions and ensuring that our homes and built environment can withstand changing climate conditions. Sustainable design assists with protecting our environment, secures today's living standards, helps future-proof communities against rising energy, water and waste disposal costs and reduces the impact of climate change.

ATTACHMENTS

1. Elevating ESD Targets Summary of documentation attachment for CB re [7.8.1 - 4 pages]
2. 220328 Frontier Economics Elevating ESD Targets CBA Report (Final) [7.8.2 - 81 pages]
3. 220328 Hansen Partnership Elevating ESD Targets Planning report (Final) [7.8.3 - 51 pages]
4. 220328 Technical ESD and Development Feasibility Report - (Final) [7.8.4 - 81 pages]
5. 220328 Elevated ESD Particular Provision Final [7.8.5 - 14 pages]
6. Draft Letter to Ministers 30 03 2022 [7.8.6 - 4 pages]

7.9. RAFFERTYS TAVERN - AMENDMENT TO PERMIT PP2011.0077.03

DIRECTORATE : City Growth

PURPOSE:

This report presents the draft recommendation for the amendment of the planning permit PP2011.0077.03 which recommends that a Notice of Decision to Grant an amendment to the permit be issued to increase the licensed (red line) area.

EXECUTIVE SUMMARY

- An application to amend planning permit PP2011-0077 has been submitted to Council to increase the red-line (licensed) area at 1143-1153 Raglan Parade Warrnambool (Raffertys).
- The red line area is proposed to extend to the recently approved extensions to the building.
- Further, applicant suggest to insert a condition on the planning permit which provide provisions for secondary consent approvals.
- The application was subject to public notice from 7/11/2021 for a period of two (2) weeks.
- Public notice and referral has been carried out and five (5) objections from surrounding property owners/ occupiers have been received.
- The proposal is able to be supported and it is proposed to issue a Notice of Decision to grant the amended planning permit.

RECOMMENDATION

That Council having caused notice of Planning Application No. PP2011-0077.03 to be given under Section 52 of the Planning and Environment Act 1987 (the Act) and having considered all the matters required under Section 60 of the Act, issues a Notice of Decision to Grant an amended permit under the relevant provisions of the Warrnambool Planning Scheme in respect of the land known and described as Lot 1 TP162493D, 1143-1153 Raglan Parade WARRNAMBOOL VIC 3280, to increase the red line area in accordance with the endorsed plans and subject to the following conditions;

- 1. Before any works commence, amended plans must be submitted to the responsible authority for assessment. Once approved the plans will be endorsed and will form part of the permit. The plans must be generally in accordance with the plans supplied with the application but modified to show:**
 - (a) a total of 91 car-parking spaces depicted on the land.**
 - (b) the extent of licensed areas. The licensed areas are limited to the publicly accessible areas within the premises, and may include the outdoor bar and smoking area.**
 - (c) provision of bicycle parking facilities to cater for a minimum of 8 bikes to the satisfaction of the responsible authority.**
 - (d) a pedestrian crossing, line marked on the road surface across the Walsh Road slip road onto Raglan Parade, to the satisfaction of VicRoads.**
 - (e) a frosted glass door between the foyer and the gaming lounge.**
 - (f) deletion of the doors between the lounge and the gaming lounge.**
 - (g)**
- 2. Inserted on (date)**

The development and use as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.

Patron/Venue Management Plan (Inserted on- date)

- 3. Prior to the commencement of use of the extended licenced area, a Patron/Venue Management plan for the entire premises, must be submitted for approval and plan must be to the satisfaction of the responsible authority. When approved, the plan will be endorsed and will then form part of the permit. All activities forming part of the use must be generally in accordance with the Patron/Venue Management Plan including details as follows:**
- a. Hours of Operation (on the premises and off the premises);**
 - b. Venue shut down procedures to encourage the patrons to leave the premises sporadically.**
 - c. The number of patrons admitted on site at any one time;**
 - d. Signage to be used to encourage responsible off-site patron behaviour;**
 - e. The training of staff and the management of patron behaviour;**
 - f. Measures to control noise emissions from the premises and amenity control;**
 - g. Measures to prevent vandalism and antisocial behaviour;**
 - h. Details to address waste including bottles, rubbish and reduce generated by the use;**

to the satisfaction of a Responsible Authority.

Inserted on (date)

- 4. Within three (3) months of the commencement of the use of the extended building area for consumption of liquor, a suitably qualified acoustic consultant must provide Council with a report confirming that the venue complies with State Environment Protection Policy (SEPP) No. N-2. The report must acknowledge the conditions stipulated regarding music on the previous planning permits issued for the site and recommend suitable mitigation measures and/or acoustic treatments to ensure on-going compliance.**
- 5. Inserted on (date)**
No more than 578 patrons may be present on the premises at any one time.
- 6. Before any works commence, plans relating to stormwater management must be submitted to and approved by the responsible authority. The plans must be drawn to scale with dimensions. The plans must include approved outlet or onsite retention facilities for the development. The drainage works must be designed in accordance with the Warrnambool City Council Guidelines for Subdivision and Development of Land.**
- 7. The use of any gaming machines permitted by this permit on the land must not commence until all the buildings and works permitted by this permit (and which are detailed on the plans endorsed under this permit) have been completed to the satisfaction of the responsible authority.**
- 8. Before works on the development commence, plans must be prepared by an appropriately qualified Civil Engineer, submitted to and approved by the responsible authority showing:**
- (a) construction of 1.5 metre wide concrete footpaths along the Raglan Parade service road frontage of the site to link into the existing footpath network and the development site.**
 - (b) widening of the western vehicle crossing to the Raglan Parade Service Road to cater for entering vehicles.**
 - (c) All works must be designed in accordance with the Warrnambool City Council Guidelines for Subdivision and Development of Land and shall be carried out at the Developer's cost and must be completed prior to use or occupation of the development.**
- 9. Prior to the use or occupation of the development, car park lighting shall be modified as necessary to meet Australian Standards to the satisfaction of the responsible authority.**

10. Prior to the use occupation of the development, bicycle parking facilities must be provided in close proximity to the main entrance of the building to the satisfaction of the responsible authority.
11. Prior to the use or occupation of the development, a suitable fence shall be erected along the top of the retaining wall along the south side of the site to the satisfaction of the responsible authority.
12. All works associated with this permit must be undertaken at full cost to the developer and must be maintained at all times to the satisfaction of the responsible authority.
13. No more than 19 gaming machines are permitted to be installed or used at the premises.
14. Amended 13/2/2020
The use of the gaming room is only permitted during the following hours:
 - (a) Sunday between 10 am and 1am the following morning;
 - (b) Good Friday and Anzac Day between 12 noon and 3am the following morning;
 - (c) on any other day between 7am and 3am the following morning.
 - (d)
15. Amended 13/2/2020
The supply and consumption of liquor is permitted between the following hours:
 - (a) For consumption in the gaming room:
 - (b) (i) Sunday between 10 am and 1am the following morning;
 - (c) (ii) Good Friday and Anzac Day between 12 noon and 3am the following morning;
 - (d) (iii) on any other day between 7am and 3am the following morning.
 - (e) For consumption in all other areas as shown on the endorsed plans:
 - (f) (i) Sunday between 10am and 1am the following morning;
 - (g) (ii) Good Friday and Anzac Day between 12 noon and 3am the following morning;
 - (h) (iii) on any other day between 7am and 3am the following morning.
 - (i) For consumption off the premises:
 - (j) (i) Sunday between 10 am and 11 pm;
 - (k) (ii) Good Friday and Anzac Day between 12 noon and 11 pm;
 - (l) (iii) On any other day between 7 am and 11 pm.
 - (m)
16. The development and use hereby permitted must be managed so that the amenity of the area is not detrimentally affected, to the satisfaction of the responsible authority, through the:
 - (a) transport of materials, goods or commodities to or from the land;
 - (b) appearance of any buildings, works or materials;
 - (c) emissions of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;
 - (d) presence of vermin.
 - (e) management of car parking by patrons so as not to cause any disruption to the amenity of the area and inconvenience to other nearby landowners.

Permit Notes

- This permit should be read in conjunction with other permits and associated conditions that apply to the land including #8493 for the *use and development of land for a tavern (bar) and drive-through* and #738-90 to provide live music in the bistro lounge.
- The use must at all times comply with the EPA protocol 1826.4- Noise limit and assessment protocol for the control of noise from commercial, industrial and trade premises and entertainment venues under Environment Protection Regulations 2021.

BACKGROUND

The site is located at the North West corner of the intersection of Raglan Parade and Walsh Road. It backs to Clavens Road at south side. Public and vehicular access to the site is provided from Raglan Parade and Clavens Road.

The amendment to the planning permit application proposes to extend the red line area to the recently approved building area of the hotel. This includes the extended area at eastern side of the building which includes gaming lounge, covered smoking area, outdoor area and the new main entrance at south side.

Overall, the red line area will follow the building footprint except the children's play area. No changes are proposed to the maximum patron numbers or the operating hours of the premises.

The application has been referred to the VCGLR and Warrnambool Police and no objections were made.

ISSUES

Following the public notice of the application to surrounding landowners and occupiers and sign placed on the site, a total of five (5) objections were received. The objections primarily relate to:

- Excessive late night noise and music constantly at higher levels.
- The current marquees can adopted to premises and live music inside the venue disturbs the residents.
- Outdoor area open up for patrons and amplified music. Further these area could be projected in to the semi-permanent marquees.
- Excessive noise from the Marquees located in the car parking area including live amplified music causes many issues such as sleep deprivation, anxiety, mental health etc.
- Concern on Marquees to be integrated to the hotel in the future and the noise disruptions to continue.
- Layout gives ability to set up semi-permanent stages extending the outdoor area and impose temporary liquor licence under Covid provisions and possibly increase patron numbers, allows live music, will aggravate the noise issues to the nearby residential properties.
- The potential venue hire for events and cater to 500 patrons at a time with the Marquees without acoustic deadening will affect adversely to the adjacent dwellings.
- Anti-social behaviour and vandalism caused by the patrons leaving the site.
- Accommodate larger patron numbers.
- Little provision for additional car parking.

The applicant (BSP lawyers) has responded to the objections on 8 July 2021.

A full assessment of the application and the objections are contained within the detailed planning assessment.

In brief, the objections are acknowledged and it is considered an appropriate response to include new conditions on the permit to address noise and patron behavior. The amendment is relatively a minor change to the red line area and there will be no significant impact on the operation of the premises. Further, no changes are proposed to the maximum patron numbers or the operating hours of the premises.

The objectors raised concerns regarding the temporary marquees erected on site under Covid 19 provisions and it is noted that these marquees are now been removed from the site.

FINANCIAL IMPACT

The costs associated with the assessment of the application and any subsequent reviews have been allowed for in the City Strategy and Development budget.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.3 Customer-focused services: Council will continue to develop a program of Council services that are delivered to the community's satisfaction.

TIMING

In accordance with the *Planning and Environment Act 1987*.

COMMUNITY IMPACT / CONSULTATION

- In accordance with the provisions of the *Planning and Environment Act 1987*, public notice has been carried out.
- On 5 April 2022, Councillors and Council staff met on site with objectors and the applicant.

LEGAL RISK / IMPACT

Risk is managed through assessment of the proposal in accordance with all relevant requirements of the Planning Scheme and the *Planning and Environment Act 1987*.

OFFICERS' DECLARATION OF INTEREST

None.

COLLABORATIVE PROCUREMENT

N/A

CONCLUSION

On balance, the proposal is considered acceptable, having regard to relevant Planning Policy Framework, including the objections, and subject to conditions, to result in the proper and orderly planning of the area.

ATTACHMENTS

1. Planning Report (2) [7.9.1 - 10 pages]
2. Red line area plan [7.9.2 - 1 page]
3. P P 2011-0077.03 - Objections Received (x 5) re 1143-1153 Raglan Pde Redacted [7.9.3 - 10 pages]

7.10. PUBLIC TREE PLANTING AND MAINTENANCE POLICY

DIRECTORATE : City Infrastructure

PURPOSE:

To seek feedback and adoption of the reviewed policy formerly titled Street Tree Planting and Management Policy.

The Policy has been re-named the Public Tree Planting and Management Policy to capture trees in public open space.

EXECUTIVE SUMMARY

- The existing policy, titled Street Tree Planting and Management Policy was initially adopted by Council in May 2017 and re-adopted following review in February 2021.
- Council resolved to commence a subsequent review of the policy 1 year from the adoption in 2021.
- It is proposed to re-name the policy Public Tree Planting and Management Policy to better reflect the management of the entire asset class of trees across the municipality.
- The policy should be read in conjunction with the Planting and Management Guidelines that acts as a procedural document to assist in guiding informed decision making, particularly on species selection.
- Modifications proposed to the policy include.
 - Strengthening of the species selection criteria
 - Identifying the appropriate naming of the policy and,
 - Referencing the Guidelines document as accompanying documentation.
- The attached reviewed policy (refer **Attachment 1**) is presented to enable it to be advertised for public comment, which will be fed into the final version for adoption by Council.

RECOMMENDATION

That Council approves the release of the draft Public Tree Planting and Management Policy for public submissions prior to adopting.

BACKGROUND

Street trees and trees in public open space are often a topic for community discussion and opinions can be divided on aspects of public tree assets.

The main point of conjecture is the selection of a suitable species and the infrastructure adjacent to the trees, whether it is utilities, footpath/road or private infrastructure, that may be affected by the tree.

Council has over 8,000 vacant sites on streets (nature strips) that are suitable for new plantings. There are also targets within the Warrnambool 2040 plan regarding a percentage increase in green canopy for the city.

There are many varied opinions on what constitutes a suitable species, particularly for street trees and this can lead to a random spread of multiple different trees along a single street.

ISSUES

The differing views on the value of public trees across any municipality can spark fierce public debate and controversy.

As part of the process around new plantings and providing suitable levels of information to adjacent residents when undertaking a program, the characteristics of the choice of species is provided in the communications with the residents prior to planting.

Public education on the management of trees is required to ensure that there is a clear understanding of the trees value, the fact that trees will drop leaf litter and that some infrastructure is repairable following damage from the tree roots.

FINANCIAL IMPACT

Tree Planting and Management is included in a number of infrastructure budgets and reserve funds are accumulated via developer contributions.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

2 A Sustainable environment

2.1 Natural environment: Council will enhance open spaces and infrastructure that support a healthy community, wildlife, flora, fauna and biodiversity.

2.3 Environmental impact and a changing climate: Council will encourage innovation and initiatives that minimise Warrnambool's environmental impact.

4 A connected, inclusive place

4.1 Effective planning: Council will ensure its planning acknowledges the unique character and attributes of local places and that that supports social connection, equitable access, appropriate housing and sustainable population growth.

4.4 Sustainable practices: Council will promote and encourage the implementation of sustainable design across the municipality including the attractiveness, safety, accessibility and functionality of our built environment.

TIMING

Once approved for release to the public, it is intended to leave the document open for a period of no less than 28 days for comments to be received.

COMMUNITY IMPACT / CONSULTATION

The policy will be advertised via the Yoursay Web Site, the local media, social media and the Council Noticeboard via the Standard.

All submissions will be acknowledged.

LEGAL RISK / IMPACT

The aim of the policy is to reduce risk to Council of litigation by selecting appropriate species for each location and utilising professional advice at every opportunity.

The Policy also enables action to be taken against anyone who prunes, damages, kills or removes trees without approval.

OFFICERS' DECLARATION OF INTEREST

No officer involved in the preparation of this report, or the plan has declared a conflict of interest.

COLLABORATIVE PROCUREMENT

Not applicable

CONCLUSION

It is recommended to Council that the draft/reviewed Public Tree Planting and Management Policy be released for public comment.

ATTACHMENTS

1. ECM 10761754 v4 Street Tree Planting Management Policy Approval Feb [7.10.1 - 5 pages]

7.11. FOOTPATH PRIORITISATION - PRINCIPAL PEDESTRIAN NETWORK STATUS UPDATE

DIRECTORATE : City Infrastructure

PURPOSE:

This report provides an update on the Principal Pedestrian Network (PPN) following community consultation.

EXECUTIVE SUMMARY

- Council frequently receives requests for additional pathways, many more requests than available funding.
- The PPN will assist Council to work with the Community to prioritise renewal, upgrades and new expenditure on footpaths.
- Warrnambool 2040 calls for the Principal Pedestrian and Cycling Networks to be developed and imbedded by 2026.
- The PPN models pedestrian movements and identifies current and potential usage along routes to key destinations (community centres, shops, schools, public transport, and open space).
- Council Officers have prepared a draft document for community consultation that outlines the findings of the modelling and the proposed PPN routes - **refer Attachment 1.**
- Gaps in network for footpaths, pedestrian improvement projects/ safe crossings and other streetscapes are identified and listed in the report.
- The first round of community consultation in relation to the development of the PPN was undertaken in July and August 2020, this was to identify key issues of concern for the community.
- This information was incorporated into the draft PPN report which was released to the public for the final round of consultation in March 2022. All respondents to the consultation supported improved accessibility of the pedestrian network (travel on foot or with a mobility aid) throughout the city.
- Feedback from final round of consultation, which occurred between the March 1 and March 28 2022, has been assessed. Council will work with respondents during the implementation of the PPN. Verification of routes via a neighbourhood approach will ensure community support for the PPN projects - **refer Attachment 2.**
- Amendments have been made to the PPN following comments from the community process - **refer Attachment 3.**

RECOMMENDATION

That Council:

- 1. Accept the proposed changes to the draft Principal Pedestrian Network based on community consultation.**
 - 2. Council adopt the final Principal Pedestrian Network.**
-

BACKGROUND

Each year Council invests over \$300,000 in new pathways to improve the connectivity of the City for people who walk, ride bikes or use mobility aids. This significant investment is guided by the Sustainable Transport Strategy 2010-2020 (STS) the implementation of which must consider a range of factors in order to prioritise proposed pathway and cycleway improvements that have a total cost of over \$12 million.

Warrnambool 2040 calls for the Principal Pedestrian and Cycling Networks to be developed and imbedded by 2026. This is an action to deliver on the goal that Warrnambool's environment encourages and supports sustainable transport.

The Principal Pedestrian Network (PPN) expands on the STS and greatly assists in understanding the specific routes that provide the most potential community benefit. PPN assesses the individual points of origin and the associated destinations and maps the routes with the most potential for 'transport' walking trips.

A robust PPN will ensure Council invests pathway funds optimally and will provide the strategic justification for pathway projects, both new linkages and improvements to existing, and that may also assist in leveraging external funds where opportunities arise.

The first round of community consultation occurred between 14 July and 10 August 2020. The community was asked to raise issues such as, network gaps, pedestrian improvement projects, and desired level of service, e.g., lighting, seats and shade trees. The comments were collected using a consultation tool called Crowd Spot. Crowd Spot is an online mapping platform which allowed the community to state their comments on the routes by adding points to the map. This method has proved very successful with 872 community responses received during the consultation period.

The final round of consultation occurred between March 1 and March 28 2022. The community was asked to give feedback on the draft PPN which was updated to reflect the comments from the first round of the consultation. The community comments received in the final round were at a neighbourhood level- highlighting the need to provide accessible footpaths for people of all abilities, in local neighbourhoods. The PPN document has modified the definition of walking to include people with mobility aids, ensuring high quality, safe and accessible pedestrian facilities across the municipality for people of all abilities.

ISSUES

The PPN model is based on shortest route analysis which determines the shortest route between origins and destinations such as from residential areas to shopping centres or schools. Consultation with the community will account for other factors such perceptions of safety, amenity and other drivers of user preference.

The pedestrian counts undertaken as part of the PPN development show that the current number of pedestrians is relatively low. Busy road networks or gaps in infrastructure could likely be preventing/deterring people from accessing key destinations by foot. Hence it is important for Council to consider additional pedestrian infrastructure projects that are supported by sound data and community support.

Pedestrian safety and all-abilities access also needs to be considered. This may identify improvement to existing pathways in order to remove these barriers preventing people from using pedestrian transport.

Council's current annual budget is \$305,000 for new footpaths, of which \$135,000 is for on-road footpaths and \$170,000 is for pedestrian linkages which are mostly in open spaces. This typically equates to around 1km of footpath per year being constructed and generally these are 100% Council funded.

Clear messaging is critical for this Strategy. Community expectations need to be managed so that not all routes are declared to be strategic and only those with a core transportation function are identified. Many requests are already advocating for improvements to localised issues. Expectations can be managed in the implementation phase where verification of routes will take place at a neighbourhood level.

FINANCIAL IMPACT

The development of the PPN does not commit Council to fund the identified projects, it does however provide the ability to prioritise investment and potentially leverage external funding for projects with strategic justification.

Finalising the PPN will provide Council with a comprehensive Footpath Strategy to prioritise Council's own expenditure and to ensure Council and Community is prepared with data to support applications for future funding opportunities.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

This report supports the following Council plan initiatives:

1 A healthy community

1.1 Be a welcoming and inclusive city: Warrnambool will be a city that is more welcoming to all and which fosters diversity.

1.3 Health and wellbeing : Council will take action to improve health, wellbeing and safety outcomes for Warrnambool's community.

1.4 An accessible city: Council will improve physical and social accessibility to community services, facilities, places and precincts.

1.5 Recreation, arts, culture and heritage: Council will support opportunities to participate in a wide range of recreational, arts and cultural programs that promote activity, wellbeing, diversity heritage and which increase community connectedness.

2 A Sustainable environment

2.1 Natural environment: Council will enhance open spaces and infrastructure that support a healthy community, wildlife, flora, fauna and biodiversity.

4 A connected, inclusive place

4.1 Effective planning: Council will ensure its planning acknowledges the unique character and attributes of local places and that that supports social connection, equitable access, appropriate housing and sustainable population growth.

4.2 A connected community: Council will enhance Warrnambool's connectivity through the delivery of, or advocacy for, improvement to roads, public transport, footpaths, trails and digital infrastructure.

4.3 Stronger neighbourhoods: Council will foster neighbourhood connections and capacity building including the development of inclusive recreational and cultural opportunities.

4.4 Sustainable practices: Council will promote and encourage the implementation of sustainable design across the municipality including the attractiveness, safety, accessibility and functionality of our built environment.

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.2 Engaged and informed community: Council will ensure ongoing community engagement to identify changing needs and priorities when developing and delivering services and programs.

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

5.6 Risk mitigation: Council will mitigate and manage organisational risks through sound management systems and processes.

Council has the following strategic documents that identify projects that relate to active transport and pedestrian safety upgrades:

1. Council Plan (2021-2025)
2. Warrnambool - A healthy City (2017-2021)
3. Warrnambool Sustainable Transport Strategy (2010-2020)
4. Warrnambool Open Space Strategy- 2014
5. Warrnambool City Wide Housing Strategy, 2012
6. Green Warrnambool 2018
7. Warrnambool 2040

8. Pathway Asset Management Plan
9. Road Users Plan
10. Municipal Road Management Plan, 2021

TIMING

The first round of consultation was undertaken in July and August 2020. This was an open consultation designed to identify issues that the community had identified, it did not seek comment on the draft report at that stage.

This information, along with updates to the maps was incorporated into the revised draft PPN report and presented to the community in the final round of consultation in March 2022.

It should be noted that the development of a long-term strategy for pedestrian transport has taken some time to complete, accordingly some of the projects recommended as priorities have now been completed.

COMMUNITY IMPACT / CONSULTATION

Consultation is a critical component of the PPN development, the Community Consultation Strategy was developed using the IAP2 framework. The first-round consultation method used 'Crowd Spot' which proved to be very successful, the second round invited the community's feedback on the revised draft PPN.

The PPN implementation will take a neighbourhood approach to verify the routes, working with local schools, neighbourhood houses and community associations to ensure that there is community understanding and support for any PPN infrastructure projects.

The final round of consultation occurred between March 1 and March 28 2022, via public notice and Council's web site. The community was asked to give feedback on the draft PPN

LEGAL RISK / IMPACT

The PPN will enhance Council's ability to promote sustainable transport lifestyles and infrastructure opportunities. This project will facilitate the delivery of a coordinated network of pathways for the City, this will maximise pedestrian transport efficiency and assist to enhance the walkable city.

By undertaking this process Council will improve the level of consultation in footpath construction planning and work with the community to ensure that the right projects are being delivered.

OFFICERS' DECLARATION OF INTEREST

No officers involved in the preparation of this document have declared any conflict of interests.

CONCLUSION

Significant community input has been received from the first round of consultation. The revised draft PPN has been updated to reflect the community comments received from the second / final round of consultation. - **Refer Attachment 3.**

ATTACHMENTS

1. Attachment 1 - Warrnambool PPN Final Document [7.11.1 - 52 pages]
2. Attachment 2 - Principal Pedestrian Network Community Responses March 2022 [7.11.2 - 8 pages]
3. Attachment 3 - Changes to PPN from the community consultation [7.11.3 - 1 page]

7.12. DRAFT WASTE MANAGEMENT AMP POST CONSULTATION

DIRECTORATE : City Infrastructure

PURPOSE:

For information and to adopt the Waste Management Asset Management Plan (AMP).

EXECUTIVE SUMMARY

- It is a requirement of the Local Government Act 2020 that Councils have in place Asset Management Plans (AMP) to strategically manage their assets.
- AMPs are a key document in Council's Asset Management Framework, sitting under the Policy and Strategy.
- Council does not currently have a Waste Management Asset Management Plan.
- This AMP has been developed in accordance with best practice and principles, informed by workshops identifying service manager needs, risk information, and existing operational and maintenance practices.
- The plan outlines what it costs to deliver the current level of service, if this is being met and what the risks are of not meeting these requirements.
- The AMP looks at financial requirements over the next 15 years, both capital and recurrent.
- All financial values are in today's dollars, and not indexed for CPI. Increase in future years is typically due to an increase in asset base.
- As this is the first Waste Management AMP, some assumptions are made around timing and cost where there has been no supporting strategy or Council resolution. These will be refined along with completing other Improvement Actions on future iterations of the Plan.
- This Plan has been reviewed by the Asset Management Steering Committee.
- At the Council meeting on 7 February 2022, the Waste Management Asset Management Plan was approved by Council to be released in draft form for public comment.
- The community consultation was undertaken in March 2022 to identify key issues of concern for the community. However, no feedback was received from the community on the draft Waste Management Asset Management Plan.

RECOMMENDATION

That Council receives and adopts the Waste Management Asset Management Plan 2022.

BACKGROUND

Until recently it has been best practice for councils to have Asset Management Plans (AMPs) which guide infrastructure investment in a sustainable way that also meets the community's needs. However, this has now become a legislated requirement with the Local Government Act 2020.

The aim of the Asset Management Plan is to combine risk management, criticality, financial, engineering and technical practices to ensure that the required levels of service are met with consideration for Council's financial limitation over a 15-year planning period.

The closed landfill site has been well-monitored since 2014 with a high level of confidence to meet the EPA requirements.

Rubbish, recycling, FOGO and glass bins have been rolled out since 2018 by contractors and are collected fortnightly.

This Asset Management Plan has been developed in accordance with current best practice principles provided by the Institute of Public Works Engineering Australasia.

Community expectations have been taken from the w2040 plan regarding waste management and minimisation, and internal stakeholder workshops were held to document existing service manager needs and potential future requirements.

Some assumptions around timing and cost are still made where there is no supporting strategy or Council resolution, but these have been identified throughout the AMP and inform the Improvement Actions Plan at the end of the document.

ISSUES

Council currently doesn't have an adopted Waste Management Asset Management Plan.

The future of the closed landfill site at Braithwaite St has not yet been determined so no costs can be identified as a result.

FINANCIAL IMPACT

There is no financial impact in adopting this AMP as it only compiles existing contract arrangements and business practices. The plan outlines existing investment decisions and should be used to inform future investment decisions and the impact this has on accepted levels of service.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

2 A Sustainable environment

2.3 Environmental impact and a changing climate: Council will encourage innovation and initiatives that minimise Warrnambool's environmental impact.

2.5 Waste minimisation: Council will pursue programs to minimise waste throughout the community and industry and promote the benefits of reduction, re-use and recycling of materials.

5 An effective Council

5.1 Leadership and governance: Council will be a high-functioning team committed to respectful relationships, collaboration and ongoing engagement. It will provide strong, effective leadership, sound governance and informed decision-making

5.2 Engaged and informed community: Council will ensure ongoing community engagement to identify changing needs and priorities when developing and delivering services and programs.

5.5 Organisational and financial sustainability: Council will ensure organisational and financial sustainability through the effective and efficient use of Council's resources and assets.

5.6 Risk mitigation: Council will mitigate and manage organisational risks through sound management systems and processes.

Council has the following strategic documents that relate to waste management.

1. Resource Recovery and Waste Minimisation Strategy 2017-2021
2. Warrnambool 2040
3. Green Warrnambool 2018

TIMING

Council must have an adopted Asset Plan in place by 30 June 2022.

COMMUNITY IMPACT / CONSULTATION

Following approving by Council, the plan has gone through the community consultation process in March 2022 to reflect community needs and expectations. However, no feedback was received from the community on the draft Waste Management Asset Management Plan.

LEGAL RISK / IMPACT

It is a requirement of the Local Government Act 2020 that councils have Asset Plans in place.

OFFICERS' DECLARATION OF INTEREST

No officer involved in the preparation of this report, or the plan has declared a conflict of interest.

CONCLUSION

Costs to provide the assets required for this class are majorly covered by contract arrangements which are not easily altered during the term of the contract. The AMP will be regularly reviewed and updated in line with any changes to industry or contract conditions. Council should adopt this draft Waste Management Asset Management Plan without advertising for public comments due to these constraints.

ATTACHMENTS

1. Waste AMP - fact sheet [7.12.1 - 1 page]
2. Waste Management Asset Management Plan [7.12.2 - 46 pages]

7.13. SPORTING RESERVES SIGNAGE POLICY

DIRECTORATE : Community Development

PURPOSE:

The Sporting Reserves Signage Policy provides the framework for the approval and installation of advertising, promotional and club identification signs for tenant clubs located on Council owned or managed sporting reserves.

EXECUTIVE SUMMARY

Council is committed to supporting local sporting clubs and recognises that sponsorship and promotional opportunities through signage is important to clubs in raising funds.

It is also important to manage and control the installation of signage to maintain the visual amenity, condition and safety of Council owned and managed facilities and to ensure compliance with clause 52.05 of the Warrnambool Planning Scheme.

The Sporting Reserves Signage Policy has been established to ensure there is a consistent approach to signage and that it does not detract from the visual amenity of the reserve, which is also consistent with the policy direction in Council's Advertising Signage Policy.

Refer **Attachment 1** – Sporting Reserves Signage Policy.

RECOMMENDATION

That the Sporting Reserves Signage Policy be endorsed.

BACKGROUND

Council has fifteen recreation reserves at which the installation of signage has been ad hoc and inconsistent, with tenant clubs installing signage without consent and guidelines over a long period of time. The Sporting Reserves Signage Policy has been developed to ensure there is a consistent approach to signage and that it does not detract from the visual amenity of the sporting reserve, to ensure that signage is installed safely and is maintained, and that it is consistent with the policy direction in Council's Advertising Signage Policy.

The Sporting Reserves Signage Policy (Policy) relates to all Council owned or managed sporting reserves with active playing/sporting surfaces and associated facilities, including sports grounds, fields, storage sheds, structures, pavilions, toilets, buildings and other sporting infrastructure e.g. scoreboards, coaches' boxes, shelters and fencing, and used on a formally allocated basis through a seasonal allocation lease or licence.

This is especially important now, given the significant investment in upgrading Reid Oval, now considered the premier regional level facility in the Great South Coast. The Policy recognises the significance of Reid Oval as the regional level facility and provides clear guidance on ensuring a clean venue can be achieved for Council managed or controlled events if required.

The Warrnambool Planning Scheme prohibits the display of sponsorship signs in Public Park and Recreation Zones (PPRZ), as many of these signs can be viewed from outside the venue.

Council's recreation reserves are identified through the use of corporate entrance identification signage. All reserves have additional advertising signage promoting club sponsors including signage around field boundary fences (internally and externally facing) and signage affixed to Council infrastructure such as pavilions, scoreboards, coaches' boxes, player shelters, spectator shelters and perimeter fencing.

Policy Scope

This policy relates to all Council owned and managed sporting reserves with active playing/sporting surfaces and associated facilities and used on a formally allocated basis through a seasonal license allocation.

The zoning of these areas is Public Park and Recreation Zone (PPRZ).

This policy excludes passive recreation reserves with no active sporting facilities and all sporting reserves located on Department of Education land unless otherwise specified in the use agreement.

Only tenant clubs located within Warrnambool City Council are eligible to apply to display advertising, promotional and club signage.

This policy does not relate to Leisure Facilities or separately Leased Agreements for premises located at sporting reserves. Council's Advertising Signage Policy (April 2019) would apply to these.

This policy applies to signage which is exempt from the need for a planning permit as per clause 52.05-10 (Signs not requiring a permit) of the Warrnambool Planning Scheme.

Review of Policy

Consistent with Councillor's direction, the following sections have been removed from the draft Policy.

- Signage is aligned with Council's Healthy Warrnambool 2021-2015 (Municipal Health and Wellbeing Plan).
- Consistent with the Municipal Health and Wellbeing Plan, Healthy Warrnambool 2021-2025, signage promoting fast food providers that is highly recognisable to children and which promotes unhealthy food choices, must not be fixed to Council property. Sponsorship signage for these providers must be of temporary nature and removed at the end of game day. As a guide, this relates to foods lacking in nutritional value and which are high in calories, sugar or fat. Council officers will provide approval for which signage can be fixed and which must be temporary.

POLICY PURPOSE

To establish a framework for the approval and installation of advertising, promotional and club identification signage by tenant clubs on Council Sporting Reserves to ensure;

- signage installation is of an acceptable and safe standard,
- clubs are not denied the opportunity to derive some income from sporting reserve signage,
- the visual amenity of sporting reserves and open space is maintained.
- compliance with Warrnambool Planning Scheme and Signage Policy 2019
- Alignment with Healthy Warrnambool 2021-2025 (Council's Municipal Health and Wellbeing Plan).

POLICY IMPLEMENTATION

- Written permission is required from Council's Recreation Team prior to submitting an application for Statutory Planning for installation of any form of signage at a Council owned or managed sporting reserve.
- A copy of the layout and the wording of the proposed signage is to be submitted as part of the approval process.

- The signs must be appropriate for a public reserve, and not in any way be offensive or discriminate on grounds of race, gender, sexual orientation, or religion.
- Signage must not contain direct product advertisements for alcohol and tobacco products, political parties, adult entertainment, gambling. Council reserves the right to remove or disallow any advertising it deems inappropriate.
- Signage must adhere to the Australian Association of National Advertiser's (AANA) Code for Marketing and Advertising Communication to Children and the Australian Association of National Advertiser's (AANA) Food and Beverages: Advertising and Marketing Communications Code.
- Following the date of adoption, Council Officers will conduct a signage audit of all existing sporting reserves and advise tenants where examples of non-conforming signage exist.
- Tenants will be provided with a period of time (twelve months) from receiving notice, unless the sign is unsafe, to ensure all existing signage complies with the policy.

FINANCIAL IMPACT

Existing signage may be removed by Council where the signage is deemed to be unsafe and dangerous or a planning permit is required and not obtained. Costs associated with removal or reinstallation of existing signage will be responsibility of the tenant.

LEGISLATION / POLICY / COUNCIL PLAN CONTEXT

1 A healthy community

1.5 Recreation, arts, culture and heritage: Council will support opportunities to participate in a wide range of recreational, arts and cultural programs that promote activity, wellbeing, diversity heritage and which increase community connectedness.

TIMING

Tenants will be expected to meet the conditions outlined in this policy for all signage installed post the date of adoption.

Tenants will be provided with a period of time (twelve months) from receiving notice, unless the sign is unsafe, to ensure all existing signage complies with the policy.

COMMUNITY IMPACT / CONSULTATION

Following the date of adoption, Council Officers will conduct a signage audit of all existing sporting reserves and advise tenants where examples of non-conforming signage exist.

LEGAL RISK / IMPACT

NA

OFFICERS' DECLARATION OF INTEREST

NA

COLLABORATIVE PROCUREMENT

NA

CONCLUSION

The Sporting Reserves Signage Policy has been established to ensure there is a consistent and safe approach to signage and that it does not detract from the visual amenity of the reserve, which is also consistent with the policy direction in Council's Advertising Signage Policy.

ATTACHMENTS

1. Sporting Reserves Signage Policy May 2022 - FINAL [7.13.1 - 13 pages]

7.14. ADVISORY COMMITTEE REPORTS

DIRECTORATE : Executive Services

PURPOSE

This report contains the record of one Advisory Committee meeting and one Reference Group Committee meeting.

REPORT

1. Minutes – Planning Advisory Committee – 16 March 2022 – refer **Attachment 1**.
2. Minutes - Cycling Reference Group - 16 March 2022 – refer **Attachment 2**.

ATTACHMENTS

1. Planning Advisory Committee Minutes 16 March 2022 [7.14.1 - 2 pages]
2. Minutes Cycling Reference Group meeting- Wednesday 16 MARCH 2022 [7.14.2 - 4 pages]
3. Warrnambool Bicycle Reference Group Works Plan 2021-2023 NW updated March [7.14.3 - 8 pages]

RECOMMENDATION

That the records of the Planning Advisory Committee meeting and the Cycling Reference Group meeting held on 16 March 2022, be received.

7.15. INFORMAL MEETINGS OF COUNCIL REPORTS

DIRECTORATE : Executive Services

PURPOSE

The purpose of this report is to provide Council with copies of Informal Meetings of Council (previously known as “Assembly of Councillor Records”) as previously required under section 80A(2) of the Local Government Act 1989.

BACKGROUND INFORMATION

Section 80A(2) of the Local Government Act 1989 required the record of an Assembly of Councillors to be reported at an ordinary Council meeting.

Assembly of Councillor Records are no longer a requirement in the Local Government Act 2020 as of 24 October 2020. However, under Council's Governance Rules, a summary of the matters discussed at the meeting are required to be tabled at the next convenient Council meeting and recorded in the minutes of that Council meeting.

REPORT

The record of the following Informal Meetings of Council are enclosed:-

1. Monday 11 April 2022 – refer **Attachment 1**
2. Tuesday 19 April 2022 – refer **Attachment 2**
3. Tuesday 26 April 2022 – refer **Attachment 3**

ATTACHMENTS

1. Assembly of Councillors Record 11 April 2022 [7.15.1 - 1 page]
2. Assembly of Councillors Record 19 April 2022 [7.15.2 - 1 page]
3. Assembly of Councillors Record 26 April 2022 [7.15.3 - 2 pages]

RECOMMENDATION

That the record of the Informal Meetings of Council held on 11, 19, and 26 April 2022, be received.

7.16. MAYORAL & CHIEF EXECUTIVE OFFICER COUNCIL ACTIVITIES - SUMMARY REPORT

DIRECTORATE : Executive Services

PURPOSE

This report summarises Mayoral and Chief Executive Officer Council activities since the last Ordinary Meeting which particularly relate to key social, economic and environmental issues of direct relevance to the Warrnambool community.

REPORT

Date	Location	Function
6, 7 April 2022	Melbourne	Chief Executive Officer – Barwon South West Regional Partnership Forum.'
9 April 2022	Warrnambool	Mayor – Austin 7 Car Rally official welcome.
20 April 2022	Warrnambool	Mayor – Australian Citizenship Ceremony with 42 residents becoming Australian citizens.
21 April 2022	Warrnambool	Mayor – Heatherlie Homes 43 rd Annual General Meeting.
22 April 2022	Warrnambool	Mayor & Acting Chief Executive Officer – SouthWest Alliance Board Meeting.
25 April 2022	Warrnambool	Mayor & Chief Executive Officer – Anzac Day Dawn Service.
	Dennington	Cr Ziegeler – Dennington Community Association Anzac Day Service.
28 April 2022	Warrnambool	Mayor & Chief Executive Officer – Regional Cities Victoria General Meeting.
	Virtual	Deputy Mayor – Municipal Association of Victoria Rural South West Regional Meeting.

RECOMMENDATION

That the Mayoral & Chief Executive Officer Council Activities Summary Report be received.

8. NOTICE OF MOTION

No Notices of Motion have been received.

9. GENERAL BUSINESS

10. URGENT BUSINESS

11. CLOSE OF MEETING