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| **AGENDA****Ordinary Council Meeting****Wednesday, 4 May 2022** |
| **I hereby give notice that an Ordinary Meeting of Council will be held on:** |
| **Date:** | **Wednesday, 4 May 2022** |
| **Time:** | **6.00pm** |
| **Location:** | **Council Chambers, 15 Stead Street, Ballan & Online** |
| **Derek Madden****Chief Executive Officer** |

**Order Of Business**

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1 Opening of Meeting and Prayer

Almighty God be with us as we work for the people of the Shire of Moorabool. Grant us wisdom that we may care for the Shire as true stewards of your creation. May we be aware of the great responsibilities placed upon us. Help us to be just in all our dealings and may our work prosper for the good of all. Amen.

2 Acknowledgement of Country

I acknowledge the Traditional Owners of the land on which we are meeting. I pay my respects to their Elders, past and present, and the Aboriginal Elders of other communities who may be here today.

3 Recording of Meeting

In accordance with Moorabool Shire Council’s Governance Rules, the meeting will be livestreamed.

4 Present

5 Apologies

6 Confirmation of Minutes

Ordinary Council Meeting - Wednesday 6 April 2022.

7 Disclosure of Conflicts of Interest

Conflict of interest laws are prescribed under the Local Government Act 2020 (the Act) and in the Local Government (Governance and Integrity) Regulations 2020 (the Regulations). Managing conflicts of interest is about ensuring the integrity and transparency of decision-making.

The conflict of interest provisions under the Act have been simplified so that they are more easily understood and more easily applied. The new conflict of interest provisions are designed to ensure relevant persons proactively consider a broader range of interests and consider those interests from the viewpoint of an impartial, fair-minded person.

Section 126 of the Act states that a Councillor has a conflict of interest if they have a general conflict of interest or a material conflict of interest. These are explained below:

* A Councillor has a general conflict of interest in a matter if an impartial, fair-minded person would consider that the member’s private interests could result in them acting in a manner that is contrary to their public duty as a Councillor.
* A Councillor 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 relevant person with a conflict of interest must disclose the interest in accordance with Council’s Governance Rules and not participate in the decision-making process on the matter. This means the relevant person must exclude themselves from any discussion or vote on the matter at any Council meeting, delegated committee meeting, community asset committee meeting or, if a Councillor, any other meeting conducted under the auspices of the Council. The relevant person must also exclude themselves from any action in relation to the matter, including an action taken to implement a council decision, for example, issuing a planning permit.

8 Public Question Time

The aim of Public Question Time is to provide an opportunity for the public to ask general questions at Council Meetings requiring routine responses. Public Question Time is conducted in accordance with section 3.7.1 of the Council’s Governance Rules.

* 1. Question time will take place during the Council Meeting as provided for in the agenda.
	2. Questions in writing in the form prescribed by the Chief Executive Officer will be accepted up to 5pm on the day before the Meeting.
	3. A person must not submit more than two (2) individual questions at a meeting, inclusive of all parts and variants as interpreted by the Chairperson or other person authorised for this purpose by the Chairperson.
	4. A question will only be read to the meeting if the Chairperson or other person authorised for this purpose by the Chairperson has determined that the:
		1. person directing the question is present in the gallery;
		2. question does not relate to a confidential matter;
		3. question does not relate to a matter in respect of which Council has no power to act;
		4. question is not defamatory, indecent, abusive or objectionable in language or substance;
		5. question is not a repetition of a question already asked or answered (whether at the same or an earlier meeting); and
		6. question is not asked to embarrass a Councillor, member of Council staff or member of the public.
	5. Persons submitting questions must be present in the public gallery. If they are not present in the Gallery, the question will be held over to the next meeting only.
	6. The Chief Executive Officer will read out each question and the Chairperson shall decide who will answer each question.

A Councillor or Council officer may:

* + 1. immediately answer the question asked; or
		2. elect to have the question taken on notice until the next Ordinary meeting of Council; at which time the question must be answered and incorporated in the Agenda of the meeting under Public Question Time; or
		3. elect to submit a written answer to the person asking the question within 10 working days.

Responses to public questions answered at the meeting, will be general in nature, provided in good faith and should not exceed two minutes. These responses will be summarised in the minutes of the meeting.

9 Petitions

Nil.

10 Presentations/Deputations

The Council has made provision in the business of the Ordinary Meetings of the Council for the making of presentations or deputations to Council in relation to matters presented on the agenda for Council consideration.

Persons wishing to make a presentation or deputation to Council on a matter included in the agenda shall inform Council prior to the meeting by contacting the Chief Executive Officer’s office and registering their name and agenda item being spoken to.

At the meeting the Mayor will invite the persons wishing to make a presentation or delegation to address the Council on the agenda item.

The person making the presentation or deputation is to stand and address Council on the item.

No debate on the item is permitted between the person making the presentation or delegation and the Council.

A maximum of three minutes per presentation or delegation will be allocated. An extension of time may be granted at the discretion of the Mayor.

Councillors, through the Mayor, may ask the person making the presentation or delegation for clarification of matters presented.

The Mayor may direct that a member of the gallery ceases speaking if the above procedure is not followed.

11 Community Strengthening Reports

11.1 Age Well Live Well Strategy 2022-2025

**Author: Niki Efstratiou, Community Connections Project Coordinator**

**Authoriser: Sally Jones, General Manager Community Strengthening**

**Attachments: 1. Age Well Live Well Strategy 2022-2025 (under separate cover)**

Purpose

The purpose of this report is to provide information on the feedback received during the public exhibition of the Draft Age Well Live Well Strategy 2022-2025 and seek Council adoption of the Strategy which has been provided as Attachment 1.

Executive Summary

* Council undertook a deliberative engagement process between November and December 2021 to engage residents in conversations about how to positively age in Moorabool Shire;
* The deliberative engagement process included community feedback via Council’s ‘Have your Say’ portal, telephone surveys with Moorabool aged care clients and face to face meetings with community groups;
* The Strategy is based on the World Health Organisation *Age-Friendly Cities* Framework and includes information on local and national demographic and research data, government priorities and policy frameworks;
* Council undertook a four week public exhibition period of the Draft Age Well Live Well Strategy 2022-2025 to seek community and stakeholder feedback;
* Feedback received from community and stakeholder representatives has been incorporated into the Age Well Live Well Strategy 2022-2025.

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| Recommendation**That Council adopts the Age Well Live Well Strategy 2022-2025, which incorporates community and stakeholder feedback received during the public exhibition period.**  |

Background

The Age Well Live Well Strategy 2022-2025 is a four-year plan that will enhance the health and wellbeing of older residents. The Strategy captures the experiences of older residents in relation to the built environment, social participation and access to services and supports. The Strategy provides information on how Council will work collaboratively with the community and stakeholders to improve the quality of life of older residents.

**Consultation and Feedback**

Following community consultation to develop the document, the Draft Age Well Live Well Strategy 2022-2025 was on public exhibition via Council’s ‘Have your Say’ portal between 10 February and 10 March 2022.

Requests for feedback were promoted using Council’s social media and a poster campaign was developed directing responses to Council’s Have Your Say portal. Posters were distributed on all community noticeboards and printed copies of the Strategy and feedback forms were distributed at Council customer service centres and libraries. Printed copies of the Draft Strategy were sent by post to community groups and consultation participants. The Draft Strategy was emailed to relevant Council Officers and a meeting organised with the Positive Ageing Advisory Committee.

Community and stakeholder feedback between 10 February and 10 March 2022 included:

 The ‘Have your Say’ online portal had a total of 348 web views but no feedback was recorded;

 The Darley Council customer service centre received a feedback form from a resident who endorsed the Strategy and made no recommendations for change;

 No feedback was received from members of community groups;

 Five Council Officers provided feedback to amend actions.

**Review of Feedback**

In reviewing the feedback and suggested actions, consideration was given to:

 Evaluating if feedback and suggested actions were out of scope of the Age Well Live Well Strategy 2022-2025;

 Evaluating if feedback and suggested actions had been documented in the Council Plan or other Council strategies.

**Recommendations to changes to the final Age Well Live Well Strategy 2022-2025**

After review and consideration of feedback received on the Draft Strategy between 10 February and 10 March 2022, the following changes and insertions are recommended:

| **Draft Plan Reference**  | **Feedback source** | **Recommended Changes**  |
| --- | --- | --- |
| Whole Document  | Manager Active Ageing & Diversity  | MSC Active Ageing and Diversity has been replaced with MSC Community Strengthening. |
| Outcome:Improved accessibility of the built environment by fostering integrated community planning and design (page 21)  | Customer Experience & Innovation Team  | How will we achieve our outcome? Added: Research innovative and accessible outdoor spaces in Victoria to increase Council knowledge of best practice community planning processes.  |
| Positive Ageing Advisory Committee | How will we achieve our outcome? Added: Analysis of relevant incidents and customer complaints on the built environment recorded on CRMS.  |
| Outcome: Increased awareness and understanding of Elder Abuse in the community (page 27) | Community Connections Project Coordinator | How will we achieve our outcome? From: Develop and deliver elder abuse education activities. To:Develop and deliver elder abuse education activities that align with government priorities and local, state and national data.  |
| Outcome: Supported age-friendly environments (page 27)  | Positive Ageing Advisory CommitteeCustomer Experience & Innovation Team  | How will we achieve our outcome? From:  Address customer concerns in monthly feedback meetings with Council departments.  Develop an age-friendly service assessment toolkit that can be used to assess Council and other services.  Undertake an age-friendly assessment of Council services. To:  Build the capacity of Council, community-based services, groups and businesses to be welcoming and inclusive.  Advocate for the needs of older residents in Council service reviews and frameworks. |
| AddedOutcome: Council meets legal requirements of the Gender Equality Act 2020 (page 28) | Community Connections Project Coordinator | How will we achieve our outcome? Added: Develop and implement:  Gender Impact Assessment for Age Well Live Well Strategy 2022-2025. Gender auditing, action planning and reporting. |
| Outcome: Improved Emergency Management responses to at risk older residents (page 32).  | Chief Emergency Management Officer  | How will we achieve our outcome?Added: Investigate opportunities for distributing emergency management information to at risk older residents, in coordination with emergency service organisations.  |

Proposal

It is proposed that Council adopts the Age Well Live Well Strategy 2022-2025 in accordance with the feedback received from the community and stakeholders.

Council Plan

The Council Plan 2021-2025 provides as follows:

**Strategic Objective 1: Healthy, inclusive and connected neighbourhoods**

**Priority 1.1: Improve the health and wellbeing of our community**

The proposed Age Well Live Well Strategy 2022-2025 is consistent with the Council Plan 2021-2025.

Financial Implications

There are no financial implications associated with this recommendation.

Risk & Occupational Health & Safety Issues

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| --- | --- | --- | --- |
| **Risk Identifier** | **Detail of Risk** | **Risk Rating** | **Control/s** |
| Reputation with community and stakeholders  | Plan is not implemented within set timelines. | Medium | Monitoring of Strategy.  |
| Strategy does not meet legislative requirements  | Plan is not implemented or approved by Council. | Medium | Council adoption of Strategy. |

Communications & Consultation Strategy

| **Level of Engagement** | **Stakeholder** | **Activities** | **Location** | **Date** | **Outcome** |
| --- | --- | --- | --- | --- | --- |
| Consult | Community Groups / stakeholders  | Face-to-face consultation meetings‘Have your Say’ digital platformEmail / Mail Microsoft teams meetings  | Various | November to December 2021Feb to March 2022 | Feedback provided by community and stakeholders. |
| Engage | Executive Group Councillors  | Executive / Councillor Briefings  | Various  | Sept 2021 to April 2022 | The Executive Group and Councillors were engaged in the development of the Strategy.  |

Victorian Charter of Human Rights & Responsibilities Act 2006

In developing this report to Council, the officer considered whether the subject matter raised any human rights issues. In particular, whether the scope of any human right established by the Victorian Charter of Human Rights and Responsibilities is in any way limited, restricted or interfered with by the recommendations contained in the report. It is considered that the subject matter does not raise any human rights issues.

Officer’s Declaration of Conflict of Interests

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

*General Manager – Sally Jones*

In providing this advice to Council as the General Manager, I have no interests to disclose in this report.

*Author – Niki Efstratiou*

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

Conclusion

The Age Well Live Well Strategy 2022-2025 will deliver a four year plan that:

 responds to issues raised in the community and through stakeholder consultation;

 builds on existing strengths and opportunities; and

 uses a partnership approach to develop solutions to identified community needs.

12 Customer Care and Advocacy Reports

12.1 2021-2025 Moorabool Shire Council Plan - Third Quarter Progress for January - March 2022

**Author: Troy Watson, Senior Corporate Planning Lead**

**Authoriser: Caroline Buisson, General Manager Customer Care & Advocacy**

**Attachments: 1. 2021-2025 Moorabool Shire Council Plan Third Quarter Progress Report for January to March 2022 (under separate cover)**

Purpose

The 2021–2025 Moorabool Shire Council Plan (“Council Plan”) sits within the Council’s planning framework and identifies the main priorities and expectations over a four-year period.

This report provides an update on the status of actions in the third quarter of this year, January-March 2022.

Executive Summary

 Overall, there are 55 Strategic Actions to be achieved this financial year.

 Progress is being made on the majority of Council Plan actions for the third quarter of the 2021/22 financial year.

 Some 2021/22 actions may not be fully complete by 30 June 2022. This is largely due to resource and workload constraints.

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| Recommendation**That Council receives the 2021-2025 Moorabool Shire Council Plan – Third Quarter Progress Report for January to March 2022, including Attachment 1 of this report.** |

Background

The three strategic objectives outlined in the Council Plan that guide new initiatives and continuing services are:

1. Healthy, inclusive and connected neighbourhoods

2. Liveable and thriving environments

3. A Council that listens and adapts to the needs of our evolving communities

Each objective has a set of priorities, or desired outcomes, which set out strategic actions to be undertaken over the planned four years to achieve the objectives.

Quarterly performance reporting allows Council to effectively measure, monitor, review and report on its performance, while providing open and transparent reporting to the community. This report presents the third quarter progress performance against the actions set for the
2021/22 financial year.

Proposal

The 2021–2025 Moorabool Shire Council Plan – Third Quarter Progress Report January-March 2022 is provided as **Attachment 1** to this report.

Overall there are 55 actions to be achieved this financial year. Of these actions for the first quarter period, 45 actions have reached 90% or greater of their target for the period, seven actions have achieved between 60% and 90% of its target and three actions are at less than 60% of their target. Thirteen actions are now fully complete, an increase of six from the previous quarter.

The following table summarises the status of those actions set to be achieved in the 2021/22 financial year:

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Strategic Objective** | **Completed** | **In Progress** | **Deferred** | **Not Started** | **Total** |
| Healthy, inclusive and connected neighbourhoods | 7 | 10 | 2 | 0 | 19 |
| Liveable and thriving environments | 1 | 15 | 2 | 0 | 18 |
| A Council that listens and adapts to the needs of our evolving communities | 5 | 12 | 0 | 1 | 18 |
| Totals | 13 | 37 | 4 | 1 | 55 |

There are some 2021/22 actions may not be fully complete by 30 June 2022. This is largely due to resource and workload constraints. Where work on a project will continue into 2022/23, this is outlined in the progress comments in the attachment. The attachment includes four actions identified as deferred, for completion in the next financial year.

The following actions have been identified for potential carry forward for completion in 2022/23:

 Develop a Visitor strategy and Action plan

 Review Economic Development strategy and develop Action plan

 Develop an Investment Attraction strategy

 Consult and complete Car Parking strategy & Car Parking policy

 Develop a Development Contribution Policy

 Commence Rural Land Use strategy

 Commence Bungaree and Wallace Structure plans

 Develop the Bacchus Marsh Avenue of Honour Management Plan

 Develop the Gateway strategy

 Develop the Open Space strategy

 Commence construction of the West Maddingley Early Years and Community Hub

 Review and update the draft Urban Design Guidelines for new development, including sustainable subdivision principles

 Develop the ICT strategy

The following action has been delayed, and is dependent on a grant funding outcome to proceed:

 Commence construction of the Regional Bowls Facility

The following action from 2021/22 will be incorporated into a 2022/23 action, to consolidate this work into one overarching Sustainable Environment Strategy:

 Develop the Sustainable Building strategy

The above changes have been considered in the planning of 2022/23 actions.

Council Plan

The Council Plan 2021-2025 provides as follows:

**Strategic Objective 3: A Council that listens and adapts to the needs of our evolving communities**

**Priority 3.4: Measure performance, communicate our results and continue to improve our services every day**

The proposal to receive the 2021-2025 Moorabool Shire Council Plan – Third Quarter Progress Report for January to March 2022, is consistent with the Council Plan 2021-2025.

Financial Implications

The implementation of Council Plan actions is resourced by Council’s adopted annual budget.

Risk & Occupational Health & Safety Issues

There are no Risk or Occupational Health & Safety issues in relation to this report.

Communications & Consultation Strategy

The third quarter progress comments and performance status of each action was uploaded in April onto the online Council Performance Dashboard. Community members can access the dashboard to view performance of each of the Council Plan Priorities, current as of 31 March 2022.

Specific projects are the subject of their own communications strategy, nevertheless this report will be displayed on Council’s website and the end of year progress will be reported in Council’s Annual Report.

Victorian Charter of Human Rights & Responsibilities Act 2006

In developing this report to Council, the officer considered whether the subject matter raised any human rights issues. In particular, whether the scope of any human right established by the Victorian Charter of Human Rights and Responsibilities is in any way limited, restricted or interfered with by the recommendations contained in the report. It is considered that the subject matter does not raise any human rights issues.

Officer’s Declaration of Conflict of Interests

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

*General Manager - Caroline Buisson*

In providing this advice to Council as the General Manager, I have no interests to disclose in this report.

*Author – Troy Watson*

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

Conclusion

Overall, there are 55 actions being reported on for 2021/22. Progress is being made on the majority of Council Plan actions for the third quarter of the 2021/22 financial year. There are some 2021/22 actions may not be fully complete by 30 June 2022 and will need to carry forward for completion in 2022/23.

12.2 2017-2021 Moorabool Shire Council Plan - Outstanding Actions Progress Report

**Author: Troy Watson, Senior Corporate Planning Lead**

**Authoriser: Caroline Buisson, General Manager Customer Care & Advocacy**

**Attachments: 1. 2017-2021 Outstanding Council Plan Actions - March 2022 (under separate cover)**

Purpose

This report provides an update on the progress of outstanding actions from the 2017-2021 Moorabool Shire Council Plan.

Executive Summary

 10 Strategic Actions were carried over from the 2017-2021 Council Plan. Five actions have been completed and five remain ‘In Progress’.

 Progress is being made on the remaining actions which will continue to be reported on until completion.

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| Recommendation**That Council receives the 2017-2021 Moorabool Shire Council Plan – Outstanding Actions Progress Report, including Attachment 1 to this report.** |

Background

Of the strategic actions identified for completion in the final year of the 2017-2021 Moorabool Shire Council Plan, 10 were incomplete at 30 June 2021 and were not captured in Council’s new 2021-2025 Council Plan. Accordingly, quarterly reporting will continue for these outstanding Council Plan actions until all actions are complete.

A full report including commentary against these actions is also provided in **Attachment 1**.

Proposal

Of the 10 outstanding Strategic Actions, regular progress is being made, and five actions have been completed with five remaining ‘In Progress’. These actions will continue to be reported on until completion. A progress report including commentary on the status of these actions is provided in **Attachment 1**.

Council Plan

The Council Plan 2021-2025 provides as follows:

**Strategic Objective 3: A Council that listens and adapts to the needs of our evolving communities**

**Priority 3.4: Measure performance, communicate our results and continue to improve our services every day**

The proposal to receive the 2017-2021 Moorabool Shire Council Plan – Outstanding Actions Progress Report is consistent with the Council Plan 2021-2025.

Financial Implications

The implementation of outstanding Council Plan actions is resourced by Council’s adopted annual budget.

Risk & Occupational Health & Safety Issues

There are no Risk or Occupational Health & Safety issues in relation to this report.

Communications & Consultation Strategy

Specific projects are the subject of their own communications strategy.

Victorian Charter of Human Rights & Responsibilities Act 2006

In developing this report to Council, the officer considered whether the subject matter raised any human rights issues. In particular, whether the scope of any human right established by the Victorian Charter of Human Rights and Responsibilities is in any way limited, restricted or interfered with by the recommendations contained in the report. It is considered that the subject matter does not raise any human rights issues.

Officer’s Declaration of Conflict of Interests

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

*General Manager – Caroline Buisson*

In providing this advice to Council as the General Manager, I have no interests to disclose in this report.

*Author – Troy Watson*

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

Conclusion

Council is committed to completing the outstanding actions from the 2017-2021 Moorabool Shire Council Plan, with continued reporting providing for good governance, in line with the overarching governance principles and supporting public transparency principles of the *Local Government Act 2020*.

Of the 10 outstanding Strategic Actions, five are complete and five remain in progress. These actions will continue to be reported on until completion.

13 Community Assets & Infrastructure Reports

13.1 Capital Improvement Quarterly Report - 31 March 2022

**Author: Ewen Nevett, Manager Engineering Services**

**Authoriser: Phil Jeffrey, General Manager Community Assets & Infrastructure**

**Attachments: 1. Individual Project Progress Summary (under separate cover)**

Purpose

To provide Council with an overview of the progress of Council’s 2021-2022 Capital Improvement Program to 31 March 2022.

Executive Summary

The delivery of the 2021-2022 Capital Improvement Program is on schedule with 60.2% of the projects either completed, underway, soon to commence, or in procurement stage.

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| Recommendation**That Council receives the Capital Improvement Program Quarterly Report to 31 March 2022.** |

Background

The delivery of the Capital Improvement Program (CIP) is an important function of Council’s operations and represents a significant portion of Council’s overall expenditure. Accordingly, the status of the overall program is reported to Council every quarter.

Proposal

This quarterly report provides Council with an overview of the progress of Council’s 2021-2022 Capital Improvement Program to 31 March 2022.

Implementation of the 2021/2022 Capital Improvement Program

The 2021-2022 Capital Improvement Program currently consists of 108 projects reported to Council. This number may be adjusted throughout the year as other projects become active. 13 No. projects have already been added to the 2021-2022 program since 1 July 2021.

The list incorporates projects from various sources including but not limited to the following:

 Projects carried forward from 2020-2021 program.

 2021-2022 Council funded projects.

 Grant funded projects.

The Community Assets & Infrastructure Directorate nominates 6 key stages of the project delivery process and will report with reference to these stages in regard to the overall program status.

The table below summarises the overall program status as of 31 March 2022:

|  |  |
| --- | --- |
| **CIP Program Delivery Stage** | **Actual as of****31 March 2022** |
| **No. of Projects** | **%** |
| Not Commenced (inactive/on hold) | 8 | 7.4 |
| Not Commenced | 11 | 10.2% |
| Documentation/Design Preparation | 24 | 22.2% |
| Tender/Quote Stage | 10  | 9.3% |
| Project Awarded – Waiting Commencement | 8 | 7.4% |
| In Progress/Under Construction | 17  | 15.7% |
| Complete | 30 | 27.8% |
| **TOTAL** | 108 | 100.0 |

The attached report details the proposed timeframe and progress of each individual project. In addition, the report also provides comments in relation to each project and its status.

Program Status

At this stage of the financial year the program is on schedule and within budget. There are 8 projects “On Hold” (down from 9 at 31 December 2021) either due to unsuccessful/pending grant funding applications or awaiting finalisation of various master planning and community engagement activities. 60.2% of the projects are either completed, underway, soon to commence or in procurement stage, with a further 22.2% at design or document preparation stage.

9 of the 108 projects (8.3%) are behind program at this stage:

 3 No. Projects in Gordon (Main Street & Stanley Street, new path; Main Street, kerb replacement; Stanley Street, kerb replacement): Detail design is in the final stages. Procurement of construction will commence in May 2022 with construction anticipated to commence in August 2022. The industry is currently experiencing issues with the supply of reinforced concrete pipes which may impact construction times.

 Werribee Vale Road, Maddingley - Design and Construction: Catchment analysis has been completed and the project is now in detailed design phase. Procurement is scheduled to commence in June 2022 with construction is anticipated to commence in November 2022 and be completed in December 2022.

 Simmons Drive, Bacchus Marsh – Construction: The detailed design is in the final stages with procurement to commence in June 2022 and construction anticipated to commence in September 2022.

 Nelson Street, Darley - Drainage renewal: Initial modelling and concept design has been completed. Construction is anticipated to commence in late 2022.

 SRV Cricket Facilities – New Nets, Ballan Recreation Reserve: Construction is scheduled for July/August 2022 following the completion of the new Skate Park at Mill Park, Ballan.

 Masons Lane Pavilion and Storage Shed, Bacchus Marsh - renovation and renewal: Construction has been delayed due to redesigns and alterations to shed locations combined with scheduling of works to avoid interrupting user groups use. Work now scheduled to commence 4 April 2022.

 Jonathan Drive, Darley - Playground renewal: Community Engagement has concluded and tenders are expected to be called in May 2022.

15 projects are classified as “multi-year” with delivery dates beyond 30 June 2022, many of which are projects funded under the Commonwealth Government’s Local Roads and Community Infrastructure Programs with completion times of 31 December 2022 and 30 June 2023.

Council Plan

The Council Plan 2021-2025 provides as follows:

**Strategic Objective 3: A Council that listens and adapts to the needs of our evolving communities**

**Priority 3.3: Focus resources to deliver on our service promise in a sustainable way**

The proposal is consistent with the Council Plan 2021-2025.

Financial Implications

Reporting of the Capital Improvement Program has been resourced as part of Council’s budget; accordingly, there are no additional financial implications. At this point in time, the program is within budget parameters.

Risk & Occupational Health & Safety Issues

There are no irregular Risk and Occupational Health and Safety issues identified in this report. Specific risk elements are analysed and dealt with as part of the delivery of each individual projectCommunications & Consultation Strategy.

Progress on the Capital Improvement Program will be reported in the following formats:

 Infrastructure update on active projects Weekly

 Update on major projects Monthly

 Moorabool Matters Quarterly

 Moorabool News As required

 Report to Council Quarterly

Specific projects are communicated to the community and affected residents as required through a range of methods including but not limited to advertisements, mail outs and letter drops.

Victorian Charter of Human Rights & Responsibilities Act 2006

In developing this report to Council, the officer considered whether the subject matter raised any human rights issues. In particular, whether the scope of any human right established by the Victorian Charter of Human Rights and Responsibilities is in any way limited, restricted, or interfered with by the recommendations contained in the report. It is considered that the subject matter does not raise any human rights issues.

Officer’s Declaration of Conflict of Interests

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

*General Manager – Phil Jeffrey*

In providing this advice to Council as the General Manager, I have no interests to disclose in this report.

*Author – Ewen Nevett*

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

Conclusion

This report provides a summary of the progress of the Capital Improvement Program for the third quarter of 2021-2022 for the information of Councillors.

14 Other Reports

Nil.

15 Notices of Motion

Nil.

16 Notices of Rescission

Nil.

17 Mayor’s Report

17.1 Mayor's Report

**Author: Dianne Elshaug, Co-ordinator CEOs Office**

**Authoriser: Derek Madden, Chief Executive Officer**

**Attachments: Nil**

Purpose

To provide details to the community on the meetings and events attended by the Mayor since the last Ordinary Meeting of Council.

Executive Summary

 That the Mayor’s Report be tabled for consideration at the Ordinary Meeting of Council.

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| Recommendation**That Council receives the Mayor’s Report.**  |

18 Councillors’ Reports

19 Urgent Business

20 Closed Session of the Meeting to the Public

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| Recommendation**That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 66(2)(a) of the *Local Government Act 2020*:** **20.1 Confidential Occasional Care**This matter is considered to be confidential under Section 3(1) confidential information - (a) and (f) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released. and personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.. **20.2 C39-2021/2022 Sports Oval Construction - Bacchus Marsh Racecourse Recreation Reserve**This matter is considered to be confidential under Section 3(1) confidential information - (g) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with private commercial information, being information provided by a business, commercial or financial undertaking that(i) relates to trade secrets; or(ii) if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage.  |

21 Meeting Closure