



**MORNINGTON
PENINSULA**
Shire

AGENDA

COUNCIL MEETING

TUESDAY, 26 JUNE 2018

7.00PM

**HASTINGS COMMUNITY HUB
1973 FRANKSTON-FLINDERS ROAD,
HASTINGS**

MORNINGTON PENINSULA SHIRE COUNCIL**WARDS AND COUNCILLORS**

Briars	Cr Rosie Clark Cr Bev Colomb Cr Sam Hearn
Cerberus	Cr Kate Roper
Nepean	Cr Hugh Fraser Cr Bryan Payne
Red Hill	Cr David Gill
Seawinds	Cr Simon Brooks Cr Antonella Celi Cr Frank Martin
Watson	Cr Julie Morris

EXECUTIVE TEAM

Mr Carl Cowie Mr Niall McDonagh Mr Matt Green Ms Jenny Van Riel	Chief Executive Officer Chief Operating Officer Chief Financial Officer Director – Communities
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AUDIO RECORDING

Please note that an audio recording of this Council Meeting will be made and be available on the Shire's website within seven days of the meeting.

HEARING LOOPS

Council has installed a hearing loop to assist those with hearing devices. Should you require a receiver, please advise the Committee Clerk.

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1 OPENING AND WELCOME

Appointed Chairman – Mayor, Cr Bryan Payne

1.1. Acknowledgement of Traditional Land Owners

To be read by Cr Clark

“Mornington Peninsula Shire acknowledges and pays respects to the Boon wurrung / Bunurong people, the traditional custodians of these lands and waters.”

1.2 Prayer

To be read by Cr Celi

“Almighty God, we humbly seek Thy blessings upon this Council. Direct and prosper its deliberations to the advancement of Thy glory and the true welfare of the people of the Mornington Peninsula Shire. Give us the strength and courage to make wise decisions with grace and dignity. Amen.”

2 PROCEDURAL MATTERS

2.1 Apologies

2.2 Disclosure of Conflicts of Interest Pursuant to Section 79 of the *Local Government Act 1989*

2.3 Confirmation of Minutes

That the Minutes of previous Council Meeting held on 12 June 2018, be confirmed.

2.4 Petitions and Joint Letters

Playground Development – Sunset Crescent, Mt Eliza (A8150934)

A petition containing approximately 42 signatures has been received objecting to a proposed playground development Sunset Crescent Mt Eliza. Residents are concerned with the environmental impacts, the potential decline in real estate values and the lack of sufficient roads in the area to accommodate more traffic.

Immediate Comment

The Mount Eliza Woodlands Residents Associated have engaged with the community regarding their proposal to place some basic park and play equipment at the reserve on Sunset Crescent in Mt Eliza. The broad principles of Mornington Peninsula Shires Play Space Strategy supports the need for a playground in the area however it does not specifically identify a site. Development of any park within the Woodlands area would be subject to future Council budget deliberations.

Action Officer: Mark Stahl, Team Leader – Sport and Recreation

Footpath – Two Bays Road, Mount Eliza (A8156937)

A petition containing approximately 140 signatures has been received requesting a footpath on Two Bays Road, Mount Eliza. Residents are concerned with the safety of pedestrians, particularly school age children, walking to bus stops and shops at the top of the hill, and the parks at the bottom of the hill.

Immediate Comment

This petition will be included as a submission in the Draft Pedestrian Access Strategy's public exhibition period. The draft strategy aims to create safe, accessible and connected pedestrian routes between key destinations such as shops, transport, schools, key recreational areas, etc. A key part of this draft strategy is determining a Principle Pedestrian Network for each urban township, which aims to identify highest priority footpaths to aid pedestrian movement. The highest priority footpaths can then be proposed in future budgets.

Your feedback during this consultation period is welcomed and will be considered in the decision making framework for the Principle Pedestrian Maps.

Action Officer: Ram Kamalanandan, Infrastructure Planner

Western Port Angling Club (A8173112)

A petition containing approximately 560 signatures has been received objecting to the proposed adoption of the Hastings Foreshore Precinct Plan. WPAC have highlighted a number of concerns with the boat ramp precinct plan and in particular the removal of the WPAC club rooms that were established in 1989 and funded by money raised by club members. WPAC has presented council with an alternative plan.

Immediate Comment

The petition was received after the submission period for Hastings Foreshore Precinct Plan had closed and the report for tonight's agenda had been completed. When considering the

2.4 (Cont.)

report titled 'Hastings Foreshore Precinct Plan – Adoption' at tonight's meeting, Council may acknowledge the petition as an additional submission. The petition is consistent with issues raised during the consultation process and where appropriate, all feedback received throughout the development of the plan has been incorporated into the plan.

RECOMMENDATION

That Council receives and notes the above petitions and refers them back to the appropriate Council officer for action or to report back to Council on the matter.

2.5 Assembly of Councillors

Assembly of Councillors – 29 May, 4, 5 and 12 June 2018

RECOMMENDATION

That Council receives and notes the record of Assembly of Councillors for 29 May, 4, 5 and 12 June 2018.

2.6 Councillor Briefing Sessions

Matters discussed at Councillor Briefing Sessions (other than those matters designated to be of a confidential nature) are reported on at Ordinary Council meetings.

The matters listed below were presented to a Councillor Briefing Session on 29 May, 4 June and 5 June 2018.

No.	Item	Briefing Session
1	<p>Sale of Properties for Unpaid Rates Under Section 181 of the <i>Local Government Act 1989</i></p> <p>Councillors were presented with a list of properties for which rates have not been recovered for three years and over, and the process to recover these debts.</p>	29 May 2018
2	<p>Climate Change Community Engagement Strategy</p> <p>Councillors were briefed on the Draft Climate Change Community Engagement Strategy to Council for comment, prior to presenting the Strategy for public exhibition.</p>	29 May 2018
3	<p>Pottery Road and Jones Road Intersection, Somerville – Upgrades</p> <p>Councillors were briefed on the report to be tabled at the Council Meeting on 26 June to seek Council approval to progress with the construction of the intersection upgrade of Pottery Road and Jones Road in Somerville in a cost sharing arrangement with Bayport Industries Pty Ltd.</p>	29 May 2018
4	<p>2018 General Valuation Return and Valuers' Report</p> <p>This briefing was to present the above report, giving a breakdown of the changes that have occurred in the market between the 2016 and 2018 valuations. The report also addressed the legislative requirements to commence the 2019 General Valuation.</p>	29 May 2018
5	<p>Proposed 2018/19 Budget – Consideration of Submissions</p> <p>Councillors were briefed on submissions relating to the proposed 2018/19 Budget.</p>	29 May 2018
6	<p>Planning Scheme Amendment C216 – Land Subject to Inundation Overlay</p> <p>Councillors were briefed on the public exhibition process of the Amendment which was undertaken over a six week period from 13 March to 25 April, 2018, the submissions received and resolved, and the next steps associated with progressing the Amendment in accordance with the provisions of the <i>Planning and Environment Act 1987</i>.</p>	4 June 2018
7	<p>Industrial Areas Strategy Advocacy Paper</p> <p>Councillors were briefed on an advocacy plan for the adopted Industrial Strategy and other measures that will strengthen Council's position.</p>	4 June 2018

2.6 (Cont.)

8	<p>Events Workshop</p> <p>Councillors were briefed on the development of a comprehensive Mornington Peninsula Shire Events Policy. The briefing also detailed the calendar of events undertaken, promoted or approved by the Shire and provided recommendations as to any other such events that ought to be included in such calendar.</p>	
9	<p>Equity Land Trust Feasibility Study</p> <p>The purpose of the briefing was to inform Councillors of the output of a Priority Project (Equity Land Trust Feasibility Project) that has been undertaken by the consultants HillPDA prior to it being presented to a Council meeting for information purposes and feed into forthcoming policy reviews.</p>	5 June 2018
10	<p>The White Bike Foundation</p> <p>The purpose of this briefing was for the White Bike Foundation to introduce themselves to Council and to provide context to the RideSafe Strategy briefing which will follow.</p>	5 June 2018
11	<p>Bicycle Strategy</p> <p>The purpose of this briefing was to update Council on the review being undertaken of the 2010-2014 RideSafe strategy. This update included a summary of opportunities for improvement in the current RideSafe strategy with the view to receiving Council's initial feedback on the proposed changes to the strategy prior to the commencements of wider community consultation.</p>	5 June 2018
12	<p>Staff Engagement Survey Results– confidential</p> <p>Councillors were briefed on the Employee Engagement Survey, which concluded in April 2018. Employee participation in the survey was very high, with over 74% of staff taking the time to provide feedback on a range of topics.</p> <p>Andrew Carnegie from FBG presented to Councillors the overall organisational results, and provided insights into the four key components of the survey – People, Enablers, Future and Impact.</p>	5 June 2018
13	<p>Rooftop Solar PV Update</p> <p>This briefing provided Council with a progress update on the Rooftop Solar Photovoltaic Rollout, one of the key activities in achieving Council's Carbon Neutral Policy.</p>	5 June 2018
14	<p>Hastings Foreshore Precinct Plan Adoption</p> <p>Councillors were briefed on the upcoming item at a future Council meeting; which will be seeking Council's permission for the adoption of the final version of the Hastings Foreshore Precinct Plan.</p>	5 June 2018

RECOMMENDATION

That Council receives and notes the Briefing Session information provided above.

2.7 Public Question Time

Questions from the public shall be dealt with at commencement of the meeting.

The aim of public question time is to provide an opportunity for the public to ask general questions at Council Meetings requiring routine responses. Questions are received without notice and are responded to without research or reference to Council records.

Questions must be in writing, with the person submitting the question to be in the public gallery at the time.

Questions which contain material that relates to specific people or properties will be summarised at the discretion of Council.

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.

Questions requiring research or a detailed reply will be provided a written response as soon as possible following the meeting from the nominated officer. These written responses will be collated for each meeting and available via the Shire's website.

This segment does not substitute for appeal or other formal business procedures with the Council.

3 MANAGEMENT REPORTS

3.1 Letter Under Seal - Queen's Birthday Honours Recipients 2018

Prepared By	Christine Aslanidis, Strategic Governance Officer
Authorised By	Manager – Governance
Document ID	A8137740
Attachment(s)	Nil

PURPOSE

The purpose of this report is to seek Council endorsement for the sealing and presentation of the documents described in the below schedule.

Schedule	
Sealing Number	Document Description
08/18	Letters Under Seal – Queen's Birthday Honours Recipients

BACKGROUND

Australia honours its citizens who have made outstanding achievements and contributions to our society. Australian Honours can be awarded at any time, but conventionally most new Honours are awarded on Australia Day and the Queen's Birthday.

Australia's distinctive honours system began in 1975 with the creation of the Order of Australia (OAM), to recognise service to the nation or humanity, as well as the Australian Bravery Decorations and the National Medal. Since then, Australia has created additional awards to recognise additional areas of service valued by Australians.

Australian Honours are unique in that they were designed for the community to make nominations. The Australian Honours system is free of patronage or political influence. Anyone can nominate an Australian citizen for an Honour.

DISCUSSION

The Queen's Birthday Honours are awarded as part of the Queen's Official Birthday celebrations during the month of June. On Monday, 11 June 2018, the following five residents of the Mornington Peninsula were awarded Queen's Birthday Honours for 2018:

- Mr Peter Anthony Sallmann AM, of Red Hill awarded Member (AM) in the general division of the Order of Australia for significant service to the legal profession as a leader and advisor to professional judicial organisations, and as an educator;
- Mr Sean Anthony Whelan ESM, of Mount Martha awarded Emergency Services Medal (ESM) for contribution to Volunteer Marine Rescue for over 20 years;
- Mr Brendan Robert Kincade OAM, of Hastings awarded Medal (OAM) of the Order of Australia in the general division for service to veterans and their families;
- Mr Trevor Douglas Martyn OAM, of Portsea awarded Medal (OAM) of the Order of Australia in the general division for service to the road transport industry, and to the community; and

3.1 (Cont.)

- Mr Geoffrey Walter Waters OAM, of Bittern posthumously awarded Medal (OAM) of the Order of Australia in the general division for service to surf lifesaving.

It is considered appropriate to provide the recipients of the Queen's Birthday 2018 Honours with a Letter under Seal from the Mornington Peninsula Shire Council, to recognise their achievements and contribution to the community.

The recipients have been invited to attend the 26 June 2018 Community Council Meeting and have their letters presented to them by the Mayor.

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

RECOMMENDATION

That the Common Seal of the Mornington Peninsula Shire Council be affixed to the documents described in the schedule of this report, and be presented to the recipients listed.

3.2 Draft Climate Change Community Engagement Strategy - Public Exhibition

Prepared By	Nicci Tsernjavski, Acting Climate Change Co-ordinator
Authorised By	Chief Operating Officer
Document ID	A8153201
Attachment(s)	1. Draft Climate Change Community Engagement Strategy

PURPOSE

The purpose of this report is to seek Council approval to list the Draft Climate Change Community Engagement Strategy for public exhibition from 27 June 2018 until 22 August 2018.

BACKGROUND

In July 2017, Council supported the development of a Climate Change Community Engagement Strategy and endorsed the community engagement approach. The first phase of community engagement ran for eight weeks from February to April 2017 and provided valuable feedback on the community's understanding of climate change mitigation and adaptation, current actions, barriers to action and potential projects.

In September 2017, the Framework for the Climate Change Community Engagement Strategy was presented to Council and endorsed.

On 29 May 2018, the Draft Climate Change Community Engagement Strategy was presented to a Council Briefing for feedback. Minor comments were received and have been considered in the design of the community engagement campaign for the public exhibition period.

DISCUSSION**Strategy Aim**

The Draft Climate Change Community Engagement Strategy aims to assist our community to become resilient to the impacts of climate change, be made aware of the associated risks and be actively involved and supported to reduce their greenhouse gas emissions and prepare for the future.

Alignment to Council Plan 2017-2021

The Strategy links directly to the following strategic theme and major initiative in the Shire's Council Plan: Our Peninsula 2021: Council Plan 2017 – 2021.

- Strategic theme: Our Place:
 - Strategy 4a. Plan for the mitigation of, and adaption to, climate change and maintenance of our global commitment to climate change.
 - Major initiative: Develop the Clean and Green Community Engagement Plan (known as the Climate Change Community Engagement Strategy).

Timeline

The Strategy will be reviewed in 2021, in line with the review of the Shire's Council Plan: Our Peninsula 2021: Council Plan 2017 – 2021.

Overview of Contents

The Draft Climate Change Community Engagement Strategy includes:

- Local demographics;
- Community feedback from the first phase of community consultation;
- Current climate change predictions for Victoria;
- Community greenhouse gas emission profile and greenhouse gas emissions reductions target;
- Policy context; and
- Action Plan.

The Action Plan suggests 72 actions to be delivered in six 'Key Delivery Areas'. These are:

- Empowering our community;
- Generation of local renewable energy and improving energy efficiency;
- Improving water efficiency;
- Supporting low emissions transport;
- Reducing waste to landfill; and
- Protecting natural assets and increasing carbon storage.

Prioritisation of Actions

Given budgetary constraints, each proposed action in the Strategy's Action Plan has been rated to determine the projects that most effectively reduce greenhouse gas emissions or build climate resilience. Each action was scored against 12 criteria addressing environmental, social and financial implications. These ratings assist in prioritising projects during the budget bid process.

Community Consultation during Public Exhibition Period

The Public Exhibition period will include a Have your Say campaign to encourage community input to the Draft Strategy and assist in raising the awareness and importance of the Draft Strategy. This will include print media, social media, a summary document, a public event with a guest speaker and pop-ups. The public exhibition period will extend from 27 June 2018 until 22 August 2018 (extended from six to eight weeks to allow for school holidays).

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

RECOMMENDATION

1. **That the Draft Climate Change Community Engagement Strategy be placed on public exhibition from 27 June 2018 until 5.00pm on 22 August 2018.**

3.2 (Cont.)

- 2. That feedback from the public exhibition period be consolidated and where appropriate, incorporated in the Climate Change Community Engagement Strategy.**
- 3. That the Climate Change Community Engagement Strategy be brought back to Council for adoption in September 2018.**

3.3 Hastings Foreshore Precinct Plan - Adoption

Prepared By	Jeska Dee, Strategic Planner - Coastal
Authorised By	Chief Operating Officer
Document ID	A8058187
Attachment(s)	1. Hastings Foreshore Precinct Plan

PURPOSE

This report recommends Council adopt the Hastings Foreshore Precinct Plan (HFPP) as contained in Attachment 1. The draft plan has been exhibited and officers have reviewed the submissions received during the exhibition process.

The plan provides the next level of detail of the masterplan as listed in the Hastings South Coastal Management Plan.

BACKGROUND

The HFPP builds on the Hastings South Coastal Management Plan by providing further detail for the sustainable management, development and enhancement of the Hastings foreshore area. It has been developed in line with the *Coastal Management Act 1995* and the *Victorian Coastal Strategy 2014*.

The development of the plan has involved significant community consultation including one on one meetings with key stakeholders including the State Government, lease holders, volunteer community groups and the Bunurong Land Council and Boon Wurrung Foundation.

DISCUSSION

The Hastings Foreshore Precinct Plan has been prepared in line with the Hastings South Foreshore Coastal Management Plan, and current State Government policies and strategies.

The plan was developed with extensive community consultation and input. The draft plan was placed on public exhibition and a drop-in session was held on 21 September 2017 to discuss the plan with interested community members. A total of 150 submissions were received during the public exhibition period.

The development of the plan involved inviting the following stakeholders to be involved in the development of the plan:

- Local residents;
- Hastings Foreshore Information Group (*formerly known as the Foreshore Advisory Group*);
- Hastings Yacht Club;
- Westernport Angling Club;
- Dolphin Research Institute;
- Friends of Warringine Park;
- Rotary Club;

3.3 (Cont.)

- Western Port Marina;
- Western Port Festivals;
- Western Port Tourism;
- MP Marine Alliance;
- Hastings Western Port Historical Society;
- Hastings U3A;
- Hastings Bowling Club;
- Westernport Biosphere Reserve Foundation;
- Westernport And Peninsula Protection Council Inc;
- Department of Environment, Land, Water and Planning (DELWP);
- Parks Victoria;
- Boon Wurrung Foundation; and
- Bunurong Land Council.

The plan recommends that the lease boundary be changed for the Hastings Yacht Club (HYC) to formalise the section of foreshore on the waterside that is currently being occupied by the club. The plan also proposes to increase their lease boundary at the rear and proposes that the volunteer coastguard have a permanent place within the HYC boundary for their boat that is currently housed at the Pound Road, Hastings depot. This will significantly reduce launch/response times when responding to emergencies.

The plan also recommends that when the boat ramp carpark is reconstructed that the Westernport Angling Club (WAC) be relocated. This recommendation is consistent with the VCS 2014 that states:

Existing buildings and infrastructure that do not need to be located on the coast are, to the extent practical, relocated away from coastal Crown land when suitable opportunities arise.

It is not proposed to demolish the WAC building until the carpark is due to be constructed and a suitable location for the WAC be secured.

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

CONCLUSION

The HFPP builds on the next level of detail in the landscape upgrades for the Hastings Foreshore; having regard to the interests of all users and to State, regional and local policies and strategic directions including the *Coastal Management Act 1995* and the Victorian Coastal Strategy 2014.

The HFPP addresses and responds to local community issues and needs and provides practical management options. The plan has been through significant community

3.3 (Cont.)

consultation. Where appropriate, feedback received throughout the development of the plan has been incorporated into the plan. The implementation of the plan will improve the amenity and sustainability of Hastings Foreshore Reserve.

RECOMMENDATION

- 1. That Council adopts the Hastings Foreshore Precinct Plan as contained in Attachment 1.**
- 2. That the Hastings Foreshore Precinct Plan actions listed in Appendix C of the Plan be referred to the Shire's long term Capital Works Planning process for consideration.**

3.4 Consideration of Public Memorial Applications

Prepared By	Nadine Hudson, Senior Governance Officer
Authorised By	Manager – Governance
Document ID	A8082688
Attachment(s)	1. Applications for consideration - 26 June 2018 (confidential)

PURPOSE

In accordance with the Shire's Public Memorials and Plaques, Council must consider applications for memorial features, plaques, interpretive signs and war memorials twice per calendar year. This report is for applications received for the period 1 January – 30 April 2018.

BACKGROUND

Council adopted the Public Memorials and Plaques Policy on 12 December 2017 to provide a framework for the installation of all plaques and memorials whether in or on buildings, on the pavement, in parks, gardens, streets or public places.

Policy objectives in relation to plaques and memorials are to:

- Provide guidelines for the application and installation of memorials, promoting a clear and transparent process;
- Provide an equitable decision making approach to requests for installation of memorials and plaques;
- Ensure that proposals are assessed and managed in a timely manner; and
- Minimise the risks and environmental impact of plaques and memorials.

Policy criteria for commemorative installations are outlined below.

- A significant anniversary of an event unique to the history and development of the township or location;
- Historical or other information relevant to the site/location; and
- A public artwork of significance.

Principle (H) Using Commemorative Names from the Office of Geographic Names (OGN) *Naming Rules for Places in Victoria 2016* will guide the Council:

If named after a person, that person should be or have been held in strong regard by the community, with preference given to unofficial names used by the local community. When deciding on the assignment of a commemorative name, naming authorities should consider the person's achievements, relevant history and association to the area, and the significance of the family/person to the area/land. For example, a family that has been associated with an area for at least 50 years.

3.4 (Cont.)**DISCUSSION**

In accordance with the Policy, memorial features such as bench seats and plaques are to be determined by Council.

Six applications were received between January and April; four requesting a bench seat, one request for an engraved rock/plaque and one request for a bronze statue.

One bench seat application was for installation on Dromana Foreshore, however Council is not the Committee of Management for this area and therefore is unable to consider this request.

Requests relating to bench seats and the engraved rock are for commemoration of family members and/or friends of the applicants. Crib Point RSL has requested permission to install a bronze statue on the Crib Point cenotaph in recognition of World War One Diggers. They have made an application to the State Government for a grant to cover costs in relation to purchasing the statue and installation costs and must provide written approval from Council in order for their application to be considered.

Refer to Confidential Attachment 1 for details; a summary of each is provided below:

Application 1

Location: Sorrento or Portsea

Feature: Park Bench

Application 2

Location: Norfolk Flora and Fauna Reserve, Mount Martha

Feature: Park Bench

Application 3

Location: Flinders Foreshore

Feature: Park Bench

Application 4

Location: The Briars, Mount Martha

Feature: Engraved rock/plaque

Application 5

Location: Crib Point Cenotaph (corner of Park Road, Stony Point Road and Tingira Place, Crib Point)

Feature: Bronze statue of World War 1 digger

In assessing the applications, officers made reference to the policy criteria for compliance and briefed Council on 15 May 2018. It was determined that the requests for park benches and the engraved rock do not comply. The application from Crib Point RSL does meet the criteria as it recognises the contribution of community members of Crib Point and local surrounds who went to war. Given the size and structure of the proposed statue, it could also be considered public artwork of significance.

3.4 (Cont.)**OFFICER DIRECT OR INDIRECT INTEREST**

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

CONCLUSION

Applications 1-4 do not meet the policy criteria and are not recommended for approval. The application from Crib Point RSL complies with the policy and provides benefit to the wider community and is recommended for approval.

As per the Policy, installation costs are to be borne by the applicant and in this case, must include provision of structural certification for the cenotaph to ensure it is capable of withstanding the estimated weight of 160 kilograms. Should the cenotaph be deemed unsuitable, the statue is to be erected on a stone plinth within the Crib Point war memorial precinct. All community projects undertaken on Council owned or managed land, including assets, is required to comply with the Community Capital Infrastructure Policy which is administered by the Infrastructure Planning unit.

RECOMMENDATION

1. **That Council approve the application from Crib Point RSL for the installation of a bronze statue commemorating World War 1 diggers.**
2. **That prior to any works being carried out, Council is provided with structural certification for the Crib Point cenotaph and installation is coordinated with the Shire's Infrastructure Planning unit.**
3. **That the following applications be refused on the grounds of non-compliance to the Public Memorials and Plaques Policy and applicants advised in writing of Council's decision.**

Application 1 (ref A7966857)

Location: Sorrento or Portsea

Feature: Park Bench

Application 2 (ref A7810043)

Location: Norfolk Flora and Fauna Reserve, Mount Martha

Feature: Park Bench

Application 3 (ref A7992624)

Location: Flinders Foreshore

Feature: Park Bench

Application 4 (ref A7977003)

Location: The Briars, Mount Martha

Feature: Engraved rock/plaque

3.4 (Cont.)

4. That Council resolves that Attachment 1 to this report be retained as a confidential item pursuant to Section 77(2)(a) and (b) of the *Local Government Act 1989*.

3.5 Pottery Road and Jones Road Intersection Upgrade, Somerville

Prepared By	Matthew Ashdown, Traffic and Transport Engineer; Daniel Collins, Traffic and Road Safety Engineer
Authorised By	Chief Operating Officer
Document ID	A8142940
Attachment(s)	<ol style="list-style-type: none">1. Existing section 173 Agreement2. Preliminary Design Plan3. Council Minutes - 8 November 2017

PURPOSE

The purpose of this report is to seek Council approval to undertake Pottery Road and Jones Road intersection upgrade in Somerville.

BACKGROUND

Peninsula Quarries (operated by Bayport Industries Pty Ltd) currently operates a clay quarry at 9-10 Pottery Road, Somerville.

Following an intense clay extraction campaign in 2015, the Shire received a number of community concerns relating to noise, dust, road and pedestrian safety, the degradation of Pottery Road and overall amenity.

In mid-2016, the Department of Economic Development, Jobs, Transport and Resources (DEDJTR) issued Bayport formal notices to comply with the work plan, pursuant to section 110 of the *Minerals Resources (Sustainable Development) Act 1990*. An appeal of that notice by Bayport resulted in a Victorian Civil and Administrative Tribunal (VCAT) proceeding where Council was asked to join as an interested party as Bayport and DEDJTR had commenced mediation conversations around road upgrades to improve general road safety.

As part of the VCAT proceedings, it was negotiated that a new section 173 Agreement would be entered into that required Bayport to contribute to the intersection upgrade overseen by Council (this would replace the existing section 173 Agreement). It should be noted that the existing section 173 Agreement (Attachment 1) requires ongoing maintenance of Pottery Road, a traffic management plan be prepared for campaigns over 40 truck movements (including a temporary speed limit of 60 kilometres per hour along Jones Road) and that Bayport require 50% contribution for any future Special Charge Scheme to construct Pottery Road. A preliminary design was completed to upgrade the intersection to current standards, which was estimated to cost \$400,000 (Attachment 2).

After this mediated outcome was achieved, Council received a letter from DEDJTR advising that they no longer wished to be a signatory to the Agreement and they should not have issued the notice that brought about the proceeding. The section 173 Agreement was not signed by Council during this process and therefore no new Agreement needs to be entered into with Bayport.

Following this, Bayport indicated to Council that they were still prepared to contribute \$270,000 for the upgrade of the intersection at Pottery Road and Jones Road, Somerville.

A report was presented to Council at its meeting on 8 November 2017, seeking Council's approval to make a financial commitment and to proceed with the intersection upgrade. Council resolved not to proceed with the proposed financial commitment and for additional information to be put forward in a further report to Council at a later date (Attachment 3).

3.5 (Cont.)

DISCUSSION**Issues Raised**

Notice of Council's decision was provided to Bayport and further information about truck activity was requested to address the issues noted in that decision.

Ongoing correspondence between Bayport and Council has indicated that Bayport is still interested in upgrading the intersection and in contributing to the cost of construction.

The issues raised during Council's decision at the Council Meeting on 8 November 2017 are addressed below:

<i>Issues Raised</i>	<i>Officer's Comment</i>
The size of trucks	Bayport have advised that the most common types of trucks that access the quarry are tandem tippers or Quad truck and dog vehicles. These vehicles are in accordance with Council and VicRoads regulations and may vary in their configuration in the future.
Capping of truck frequency	There is currently no capping of truck movements and Bayport are not willing to agree to this requirement.
Times of use by trucks	Approved quarry operating hours are 7.00am – 6.00pm Monday to Friday and between 8.00am – 1.00pm on Saturdays.
Ingress and egress to the quarry site via alternative roads	Vehicle access to the quarry is via Pottery Road.
Speed restrictions	Jones Road is a local arterial road with a posted speed limit of 80 kilometres per hour. A temporary 60 kilometres per hour speed limit applies when trucks exceed 40 movements per day (as a requirement of the current section 173 Agreement). Advisory 25km/h speed signage is also displayed on Pottery Road when the truck movement threshold is reached. An investigation into the speed limit on Jones Road against the VicRoads speed guidelines found that the current 80 kilometres per hour speed limit on Jones Road is appropriate.
Whether this can be included in a 173 Agreement or some other agreement	Bayport has responded that they are not prepared to enter into any agreement to restrict the number of truck movements to or from the site, restricting times when trucks can enter the site or reduce the size of the trucks. However, they are still willing to contribute the \$270,000 to the cost of the intersection upgrade.
The future state of the road	Ongoing heavy vehicle usage has seen deterioration on Jones Road and the intersection of Jones Road and Pottery Road. Without undertaking the necessary intersection upgrade works, it is anticipated that ongoing truck movements associated with the operation of the quarry will further deteriorate the roadway and increase maintenance costs.

Other Issues

The intersection of Pottery Road and Jones Road is a typical sealed rural road T-intersection and has remained in its current form for some time. Its layout is not suitable for the volumes of truck movements and the way in which truck and trailers access Pottery Road.

There are also valid road safety concerns associated with trucks exiting Pottery Road as they are required to cross the centreline on Jones Road when turning onto Jones Road.

Should the intersection be improved, it would be upgraded in accordance with the current 'Austroads' road design standards. This involves a full right turn lane into Pottery Road from Jones Road in addition to some road widening to better facilitate the truck turning movements out of Pottery Road. A current estimate for the intersection upgrade is in the order of \$400,000. The final cost would be determined through the tender process.

CONCLUSION

Ongoing operation of the quarry and associated truck movements has brought about a number of community concerns and deterioration on Jones Road and the intersection of Jones Road and Pottery Road.

Bayport Industries have indicated to Council that they are still willing to contribute \$270,000 to the cost of the upgrade. The remaining \$130,000 is available as part of the funding allocated in the 2017/18 budget.

It is proposed that by upgrading the intersection to current standards, there would be:

- Access improvements for heavy vehicles;
- Road safety improvements for both heavy vehicles and passenger cars travelling through the intersection or along Jones Road;
- Reduction on the impact on road infrastructure caused by heavy vehicles; and
- Reduction in maintenance costs on the intersection and immediate surrounding road network.

Council should continue to represent the community's interests in an ongoing manner and facilitate outcomes for improved road safety for nearby residents whilst allowing local businesses to operate.

It is therefore recommended that Council proceed with the original officer's recommendations made at the Council Meeting on 8 November 2017 and that no new section 173 Agreement be entered into with DEDJTR or Bayport.

RECOMMENDATION

1. **That Council enters a shared cost agreement with Peninsula Quarries (Bayport Industries Pty Ltd) to upgrade the intersection of Jones Road and Pottery Road, Somerville.**
2. **That Council commits \$130,000 to the intersection upgrade as adopted in the 2017/2018 Budget.**
3. **That Council write to the Department of Economic Development, Jobs, Transport and Resources advising that a new section 173 Agreement will not be signed.**

3.5 (Cont.)

- 4. That Council advocates to the Department of Economic Development, Jobs, Transport and Resources and Bayport Industries Pty Ltd for a capping limit on the volume of extraction of the site.**
- 5. That the residents of Pottery Road and the surrounding area be informed of Council's decision.**

3.6 Property Strategy

Prepared By	Yasmin Woods, Manager – Property and Strategy
Authorised By	Chief Operating Officer
Document ID	A8058390
Attachment(s)	1. Draft Property Strategy

PURPOSE

To seek approval to place on public exhibition the draft Mornington Peninsula Shire Property Strategy (Attachment 1).

BACKGROUND

The Property Strategy provides a ‘whole of Council’ framework for the sound management of property assets and sets out guiding principles to ensure the property portfolio supports Council’s service delivery objectives as defined in the Council Plan 2017-2021.

The Property Strategy:

- Sets a forward looking strategic agenda;
- Develops a coordinated response to the use of Council owned and controlled property; and
- Helps in the assessment of how being commercial in our property dealings can meet the existing and emerging community needs and its contribution to Council’s income earning capacity.

DISCUSSION

The purpose of the Property Strategy is to establish an approach to property based on a clear understanding of the requirements of Council and the services it delivers, combined with best value in property management and development.

The Property Strategy provides an integrated framework for all elements of property ownership:

- Identifying non-ownership alternative to property solutions (e.g. leases, community partnerships etc.);
- Owning property – to understand what property is owned and why it is owned;
- Managing property – ensuring comprehensive data on all property assets (e.g. zoning, classification, easements, vegetation management plans, acquisition/use history, lifecycle costs, commercial potential etc.) is readily available to inform decisions;
- Investing in property – ensuring the necessary financial resources are available to secure new assets and that commercial returns are market based, competitive and sustainable; and
- Releasing property – making commercial decisions about when and why to dispose of property that has no further purpose in Council ownership (Council determined surplus and non-performing assets).

3.6 (Cont.)**Key Outcomes of the Property Strategy**

The Property Strategy provides a 'whole of Council' framework for the management of Council's property assets. Key outcomes include:

- Achieve a balance of strategic, commercial and community benefit;
- Maximise the value of Council's property resources; and
- Deliver on the aims and objectives set out in Council's plans and strategies.

ISSUES

Although Council has an extensive property portfolio (over 2,300 lots under its ownership or management) it does not have a comprehensive strategy which guides decisions on this valuable asset group. The adoption of the Property Strategy is a landmark opportunity for Council to establish a clear vision for future management of its property holdings.

Community Engagement

As the custodian of public land, Council needs to invite community input in its management. The Property Strategy will be placed on Council's website on the Have Your Say webpage and a media release will be issued inviting feedback on the draft for a minimum period of 28 days.

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

CONCLUSION

The establishment of a Property Strategy will provide Council with a framework for the efficient and effective management of its property portfolio.

RECOMMENDATION

1. **That Council place the draft Mornington Peninsula Shire Property Strategy on public exhibition for a minimum of 28 days for comment.**
2. **That should Council receive no objections or submissions that would mean only a minor alteration to the Strategy, the Strategy then be deemed adopted at the conclusion of the submission period.**
3. **That should Council receive submissions that are considered to have a significant effect on the Strategy, a further report then be presented to Council.**

3.7 118A Rymer Avenue Safety Beach - Proposed Sale of Unused Drainage Reserve

Prepared By	Jonathan Chivers, Senior Property Officer; Kimily Clark, Property Officer
Authorised By	Chief Operating Officer
Document ID	A8067891
Attachment(s)	1. Site Plan

PURPOSE

The purpose of this report is to obtain approval to carry out the statutory process, including public notification and removal of reserve status, to sell the Council owned parcel of land identified as 118A Rymer Avenue Safety Beach, measuring 130 square meters, to the owner of the adjoining property at 120 Rymer Avenue.

BACKGROUND

The subject land, being Volume 10951 Folio 463 as shown edged red on the site plan (Attachment 1), measures approximately 3 metres x 43.3 metres and was set aside as a drainage reserve in a residential subdivision of the area carried out in the mid-1920s. Whilst the land is set aside as a drainage reserve, there are no drainage or other utilities within it.

DISCUSSION

The subject land runs between 118 and 120 Rymer Avenue towards Clipper Quay in the Martha Cove development. The land is zoned 'General Residential' with Design and Development Overlay – Schedule 1 and Vegetation Protection Overlay - Schedule 1.

The subject land abuts the Martha Cove development; however, no access is available onto Clipper Quay due to a narrow 'Planation Reserve' along its length.

Internal comment has been sought from the Infrastructure Strategy and Drainage Teams. No objections to the proposal were received. It was noted that the proximity of the Martha Cove development means there would be no future requirement for the land to be used for drainage purposes.

120 Rymer Avenue is currently a vacant lot subject to a two-lot subdivision and residential development proposal.

ISSUES

The land is currently set aside as a 'Drainage Reserve' and before any sale can take place the reserve status will have to be removed under section 24A of the *Subdivision Act 1988*.

A valuation of the subject land has been undertaken which assessed the current market value at \$71,500 (inclusive of GST) representing the additional value to the adjacent land at 120 Rymer Avenue.

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

3.7 (Cont.)

CONCLUSION

The sale of the subject land as proposed represents an opportunity for Council to dispose of land with no current or future use for drainage as originally set out on the Plan of Subdivision.

RECOMMENDATION

1. That Council undertakes the statutory process under section 189 of the *Local Government Act 1989* to sell the subject land comprising 130 square metres being Volume 10951 Folio 463 as shown on the attached plan (Attachment 1).
2. That Council conducts a public notification process with a notice in the local paper seeking comment/submissions in relation to the proposal. If objections are received these are to be considered by Council in accordance with section 223 of the *Local Government Act 1989*.
3. That provided no objections to the proposal are received, the Manager of Property and Strategy, or other authorised officer, undertakes the process under section 24A of the *Subdivision Act 1988* to remove the 'Reserve' status from the subject land, Volume 10951 Folio 463, and complete the sale to the owner of the adjoining property at 120 Rymer Avenue Safety Beach, subject to:
 - A. Payment of \$71,500 (inclusive of GST); and
 - B. Consolidation of the land with the adjoining land forming 120 Rymer Avenue.
4. That the Common Seal of the Mornington Peninsula Shire Council be affixed where necessary and relevant documents be signed by an authorised officer.

3.8 Tender 2326 Recommendation Report - Construction of Athletics Track and Sports Fields, Mornington

Prepared By	Tom Haines-Sutherland, Civil Design Engineer
Authorised By	Chief Operating Officer
Document ID	A8065893
Attachment(s)	1. Tender Recommendation Report (confidential)

PURPOSE

To accept a tender submission for the construction of an athletics track and four soccer pitches at Civic Reserve, Mornington.

BACKGROUND

The goal of this project is to provide facilities for the Mornington Athletics Club, Mornington Little Athletics Club and Mount Martha Soccer Club. As part of the 2016 election campaign, the Federal Government announced funding commitments of \$2 million for a dedicated athletics track and \$1 million for soccer pitches. Following extensive engagement with stakeholders, Civic Reserve (Dunns Road, Mornington) was agreed to be the most suitable location for these facilities.

The construction of an all-weather athletics track will provide opportunity for Mornington Athletics Club and Mornington Little Athletics Club to train and compete at an international-standard facility. The local clubs have expressed interest in hosting regular carnivals at the site. Along with local schools, this will contribute to the facility being well-used year round.

The Mount Martha Soccer Club has grown significantly over the last few years and now has over 400 players. The Club currently uses a number of makeshift soccer grounds and temporary open areas that are not fit for purpose. The construction of four soccer pitches will provide a safe and suitable home facility for Mount Martha Soccer Club.

The scope of this contract includes the following construction works:

- An all-weather International Association of Athletics Federations (IAAF) Class 2 athletics track;
- Two soccer pitches with roll-out turf and lighting;
- Two soccer pitches with sprigged turf;
- 96 additional car parking spaces (147 spaces are currently being constructed under Contract 2265);
- A stormwater basin;
- A network of footpaths around the facilities; and
- Services (drainage, irrigation, electricity, gas, water) to the facilities and the future pavilion site.

Tenders have been received for the works. Following evaluation by a panel of Shire officers, a recommendation has been made for acceptance of a tender submission.

3.8 (Cont.)

The recommended tender is within the budget for the project, however as this is a high-profile project, it has been brought to Council for a decision.

TENDER EVALUATION

Tenders were assessed in accordance with the approved tender evaluation plan for this contract and the following criteria:

Evaluation Criteria	Weighting (%)
Price	60%
Demonstrated capacity	20%
Quality assurance	10%
Project timeline (Gantt Chart)	10%

EVALUATION PANEL

The Evaluation Panel for the assessment of tenders consisted of the following individuals:

1. Mr Tom Haines-Sutherland, Civil Design Engineer (Project Manager);
2. Mr David Hampton, Team Leader Buildings and Open Space Project Management;
3. Ms Samantha Dalla Santa, Contract Coordinator Parks & Roadsides;
4. Ms Jo-Anne Elvish, Senior Recreation Planner; and
5. Ms Gail Mifsud, Strategic Procurement Manager.

The panel was assisted with financial advice from the Shire's Senior Finance Consultant, Mr Mark Schubert.

LUMP SUM CONTRACT

A lump sum contract has been adopted for the construction works.

TERM OF CONTRACT

The total specified timeframe for these works is 31 July to 2018 to 31 May 2019. Two completion dates have been specified as follows:

- The two pitches with roll-out turf are to be playable by 12 April 2019;
- The two pitches that are to be sprigged must have 95% cover by 31 May 2019 for play in the 2020 season; and
- The athletics track and other works must be completed and ready for use by 31 May 2019.

Tenderers were requested to provide a project timeline as part of their submission. A 52 week defects liability period will commence following practical completion.

3.8 (Cont.)

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

RECOMMENDATION

1. That Council, having considered all tenders received for Tender 2326 – Construction of Athletics Track and Soccer Pitches, Mornington, hereby accepts the tender submitted by Tenderer D for the amount of \$6,176,350 plus \$617,635 GST.
2. That the Common Seal of the Mornington Peninsula Shire Council be affixed where necessary and relevant documents be signed by the authorised officers.
3. That Council resolves that Attachment 1 to this report be retained as a confidential item pursuant to Section 77(2)(a) and (b) of the *Local Government Act 1989*.

3.9 Tender 2321: Provision of Loan Borrowings

Prepared By	Bulent Oz, Financial Controller
Authorised By	Chief Financial Officer
Document ID	A8172079
Attachment(s)	Nil

PURPOSE

To recommend the process for awarding provision of loan borrowings.

BACKGROUND

As stated in the 2017/18 Adopted Budget, Council are borrowing in order to fund the priority project 'Street Lighting Bulk LED Upgrade'. The loan borrowings being tendered is \$3.964 million, fixed rate over five years.

Tender 2321 was publicly advertised in The Age newspaper on 14 April 2018. The tender submission period closed 1 May 2018.

The evaluation is based on and weighted according to:

1. Interest Rate (60%);
2. Additional repayment and early redemption options (20%); and
3. Fees overall (20%).

The tender evaluation panel for the assessment of tenders consisted of the following:

- Mr Bulent Oz, Financial Controller;
- Mr Mark Schubert, Acting Finance Manager;
- Mr Christopher Morrison, Acting Deputy Finance Manager;
- Mr Adam Wenczel, Corporate Planning Support; and
- Ms Julie Rowe, Contracts and Procurement Officer.

Four tender responses were received and it is clear that the only measurable criteria is interest rate, as all responses cannot quote additional repayments and early redemption payments as it depends on rates at the time and value, along with all submissions having no other fees.

Responses received initially were set at the interest rates shown below. However, there was inconsistency in the payment periods (i.e. mixture of monthly, semi-annual and annual).

Submitter	A	B	C	D
Interest rate	3.24%	3.51%	3.50%	3.30%

3.9 (Cont.)

As a result, officers went back to those submitters and asked for the monthly interest rate and total interest paid, with some rates changing:

Submitter	A	B	C	D
Interest rate	3.24%	3.48%	3.55%	3.30%
Total Interest paid (5 years)	\$335,087	\$361,237	\$368,559	\$341,258

Submitter C also provided an alternative to a loan, asset finance. The rate quoted was 3.77%, which already includes a 0.7% discount. This product is offered with the support of the Clean Energy Finance Corporation (CEFC).

All interest rates quoted at the time are indicative and valid for that day only.

OFFICER DIRECT OR INDIRECT INTEREST

No person involved in the preparation of this report has a direct or indirect interest requiring disclosure.

CONCLUSION

It is recommended to Council on the basis of the above information, that the tender for loan borrowings will be awarded on the basis of the best rate on the day.

All tenderers will be requested to provide the interest rates on Wednesday 27 June 2018. The appropriate loan documentation will be immediately actioned by authorised officers.

RECOMMENDATION

- 1. That Council, having considered all tenders received for Tender 2321 – Provision of Loan Borrowings, hereby accept the tender that will be awarded based on the best rate provided on Wednesday 27 June 2018, for a fixed rate loan of \$3,964,000.**
- 2. That the Common Seal of the Mornington Peninsula Shire Council be affixed where necessary and relevant documents be signed by the authorised officers.**

4 COUNCILLORS AND DELEGATES REPORTS

At each Council Meeting, all Councillors will have the opportunity to provide an overview of any meetings attended as an appointed representative of Council.

If a Councillor chooses to provide details, the name of the conference/event and the Councillor attending will be noted in the Minutes for that meeting. If a Councillor requires additional information on the conference/event to be included in the Minutes, the Councillor must submit it in writing to Governance by 12:00 noon the day following the meeting.

Association/Committee	Representative/s	Substitute Representative/s
All Abilities Consultative Committee	Cr. Celi	Cr. Roper
Arts and Culture Advisory Panel	Cr. Gill	Cr. Celi
Association of Bayside Municipalities	Cr. Clark	Cr. Brooks Cr. Colomb
Audit Committee	Cr. Fraser Cr. Martin	Cr. Hearn
Australia Day Committee	Cr. Brooks	Cr. Clark
Australian Coastal Councils Association Committee of Management	Cr. Colomb	N/A
Bass Park Trust	Cr. Gill	N/A
Blue Scope Steel Consultative Committee	Cr. Roper	Cr. Brooks
Community Consultative Committee on Gaming	Cr. Martin	Cr. Celi
Communities That Care (CTC)	Cr. Hearn	Cr. Roper
First Shot Committee	Cr. Payne	N/A
Friends of Lospalos Community Committee	Cr. Fraser	Cr. Hearn Cr. Morris
Hastings Community Alliance	Cr. Roper	N/A
Health and Wellbeing Committee	Cr. Celi	Cr. Clark Cr. Gill
Inter Council Aboriginal Consultative Committee	Cr. Hearn	N/A
Interface Councils	Cr. Payne	Cr. Roper
Keep Victoria Beautiful Tidy Towns – Sustainable Communities Awards	Cr. Colomb Cr. Clark	Cr. Brooks Cr. Payne
Literacy Advisory Committee	Cr. Roper	Cr. Celi

4.1 (Cont.)

Association/Committee	Representative/s	Substitute Representative/s
Metropolitan Transport Forum	Cr. Martin	Cr. Colomb
Metropolitan Waste and Resource Recovery Forum	Cr. Fraser	Cr. Brooks Cr. Roper
Mornington Liquor Industry Accord	Cr. Hearn	Cr. Clark Cr. Morris
Mornington Peninsula and Western Port Biosphere Reserve Foundation Ltd	Cr. Gill	N/A
Mornington Peninsula Cemetery Trust	Cr. Martin Cr. Celi Cr. Roper	N/A
Mornington Peninsula Marine Alliance	Cr. Colomb Cr. Roper	N/A
Mornington Peninsula Regional Tourism Board - Tourism Industry Leaders Forum	Cr. Clark Cr. Gill (1 st 6 months)	Cr. Celi Cr. Brooks (2 nd 6 months)
Mornington Railway Preservation Society – Advisory Board	Cr. Clark	Cr. Martin
Municipal Association of Victoria (MAV)	Cr. Payne	Cr. Fraser
MAV Emergency Management Committee	Cr. Martin	Cr. Brooks
Municipal Emergency Management Planning Committee	Cr. Martin	Cr. Brooks Cr. Hearn
Peninsula Advisory Committee for Elders (PACE)	Cr. Celi	Cr. Gill
South East Metro (SEM)	Cr. Payne	N/A
South East Water Sewerage Treatment and Environment Protection Community Liaison Committee	Cr. Martin	Cr. Colomb
Triple A Housing Committee	Cr. Brooks	Cr. Celi Cr. Gill
Victorian Local Governance Association (VLGA)	Cr. Fraser	Cr. Payne

5 NOTICES OF MOTION

Notices of Motion must be received three (3) clear business days prior to a meeting.

6 URGENT BUSINESS

Under Council's Meeting Procedure and Common Seal Local Law, no business may be admitted as urgent business unless it:

1. Relates to a matter which has arisen since distribution of the Agenda.
2. Cannot because of its urgency, be reasonably listed in the Agenda of the next Council Meeting.
3. Councillors by a majority vote, vote in favour of a matter being dealt with as urgent business.

7 CONFIDENTIAL ITEMS

Advice to the Public

All reports, information and recommendations contained in 'Section 7 - Confidential Items' of this Agenda have been designated by the Chief Executive Officer as confidential pursuant to Section 77(2)(c) of the Local Government Act 1989.

The Council may resolve that the meeting be closed to members of the public in accordance with Section 89(2) of the *Local Government Act 1989*.

MEETING CLOSED TO THE PUBLIC

Section 89(2) of the *Local Government Act 1989* states:

“A Council or special committee may resolve that the meeting be closed to members of the public if the meeting is discussing any of the following:

- (a) Personnel matters;
- (b) The personal hardship of any resident or ratepayer;
- (c) Industrial matters;
- (d) Contractual matters;
- (e) Proposed developments;
- (f) Legal advice;
- (g) Matters affecting the security of Council property;
- (h) Any other matter which the Council or special committee considers would prejudice the Council or any person; and
- (i) A resolution to close the meeting to members of the public.”

RECOMMENDATION

That Council considers the confidential report listed below in a meeting closed to the public in accordance with Section 89(2) of the *Local Government Act 1989*:

7.1 2018-19 Insurance Renewal Report

This matter is considered to be confidential under Section 89(2)(d) of the *Local Government Act 1989*.