

OFFICIAL



Mansfield Shire

MINUTES

Council Meeting

Tuesday 15 April 2025

Our aspiration for our Shire and its community

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

Agenda Contents

1. Opening of the meeting	3
2. Present	3
3. Apologies.....	3
4. Statement of commitment	3
5. Acknowledgement of Country	3
6. Disclosure of conflicts of interest.....	3
7. Confirmation of minutes	3
8. Representations	4
9. Notices of motion.....	4
10. Mayor's report	4
11. Reports from council appointed representatives	4
12. Public question time	4
13. Officer reports.....	4
13.1. Chief Executive Officer's report	4
13.2. Investment and Planning	4
13.2.1. Planning Scheme Amendment C56mans	4
13.2.2. Advocacy Position on Glass Kerbside Service.....	5
13.3. Executive Services Directorate.....	6
13.3.1. Proposed Revenue and Rating Plan 2025-29.....	6
14. Council Meeting Resolution Actions Status Register	6
15. Advisory and Special Committee reports	6
15.1. Audit & Risk Committee Meeting Agenda & Minutes.....	6
15.2. Audit & Risk Committee - Chairs Report to Council	6
16. Authorisation of sealing of documents	6
17. Closure of meeting to members of the public.....	6
18. Confidential Reports.....	7
18.1. Tender Award: Purchase of Water Cart.....	7
18.2. Rates Arrears - Section 181 Action	7
19. Reopen meeting to members of the public.....	7
20. Close of meeting	7

1. Opening of the meeting

Councillor Steve Rabie opened the meeting at 5:00 pm.

2. Present

- Councillor Tehan
- Councillor Rabie
- Councillor Berenyi
- Councillor Clark
- Councillor Berenyi

In Attendance:

Chief Executive Officer:

General Manager Investment & Planning:

Acting Executive Manager Capital Works & Operations:

Governance & Risk Officer:

Financial Controller:

Senior Coordinator Planning:

Kirsten Alexander

Melissa Crane

Tasman Clingan

Chelsea Young

Michael McCormack

Nicole Embling

3. Apologies

Nil

4. Statement of commitment

Councillor Steve Rabie read Council's Statement and called on each Councillor to confirm their commitment:

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

5. Acknowledgement of Country

Councillor James Tehan recited Council's Acknowledgement of Country:

"Our meeting is being held on the traditional lands of the Taungurung people. We wish to acknowledge them as the traditional custodians and pay our respects to their Elders past and present. We extend that respect to all members of our community."

6. Disclosure of conflicts of interest

Councillor Mandy Treasure declared a conflict of interest in respect of item 13.2.1 'Planning Scheme Amendment C56mans'.

7. Confirmation of minutes

Councillor Tim Berenyi/Councillor Mandy Treasure:

THAT the Minutes of the Mansfield Shire Council meeting held on 18 March 2025 be confirmed as an accurate record.

CARRIED

8. Representations

13.2.1. Planning Scheme Amendment C56mans

- Kym Lynch
- Sarah Stegley
- Will Twycross

9. Notices of motion

Nil

10. Mayor's report

Councillor Bonnie Clark/Councillor Tim Berenyi:

THAT COUNCIL receive the Mayor's report for the period 18 March 2025 to 8 April 2025.

CARRIED

11. Reports from council appointed representatives

Councillor Mandy Treasure/Councillor Bonnie Clark:

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

CARRIED

12. Public question time

Nil

13. Officer reports

13.1. Chief Executive Officer's report

Councillor Mandy Treasure/Councillor Tim Berenyi:

THAT COUNCIL receive and note the Chief Executive Officer's report for the period 1 March 2025 to 31 March 2025.

CARRIED

13.2. Investment and Planning

Councillor Mandy Treasure left the meeting at 5:16 pm.

13.2.1. Planning Scheme Amendment C56mans

Councillor James Tehan/Councillor Tim Berenyi:

THAT COUNCIL:

1. Having been authorised by the Minister for Planning to prepare Amendment C56 to the Mansfield Planning Scheme under Section 8A(4) of the *Planning and Environment Act 1987* ('the Act'); and
2. Having prepared and exhibited Amendment C56 to the Mansfield Planning Scheme under Section 19 of the Act; and
3. Having considered all submissions to Amendment C56 under Section 22 of the Act; Mansfield Shire Council resolves to:
 - a. Split Amendment C56mans to the Mansfield Planning Scheme into two parts, Part

1 to include the DDO3 policy to be adopted and applied to the areas shown on the attached maps titled C56mans Part 1, and Part 2 to include the DDO1 and all content included in the attachment title C56mans Part 2.

PART 1:

- b. Adopt Amendment C56mans, Part 1, to the Mansfield Planning Scheme in accordance with Section 29 of the Act, adopting the amendment with the following changes;
- c. The removal of the proposed DDO3 to 27 Kitchen Street Mansfield as outlined in the attached Amendment C56mans, Part 1 documents.
- d. Submit Amendment C56mans, Part 1, to the Mansfield Planning Scheme, together with the prescribed information, to the Minister for Planning in accordance with Section 31 of the Act.

PART 2:

- e. Undertake further investigation to resolve the outstanding submissions in relation to Planning Scheme Amendment C56mans, Part 2, and report back to Council.

CARRIED

Councillor Mandy Treasure returned to the meeting at 5:34 pm.

13.2.2. Advocacy Position on Glass Kerbside Service

Councillor James Tehan/Councillor Bonnie Clark:

THAT COUNCIL supports the Maroondah City Council's submission, in part, to the Municipal Association of Victoria May 2025 State Council meeting and calls on the Victorian Government to review and amend the new waste service standards to mitigate the negative impacts on local governments, specifically that the MAV advocates for:

- 1. The separate glass recycling bin requirement no longer be mandated, given the successful Container Deposit Scheme (CDS) already diverts most glass, making a fourth bin costly, inefficient, and largely redundant.
- 2. Provision for adequate funding and resources to Councils to implement the new standards without placing undue financial burden on ratepayers. This could come in the form of the State Waste Levy, which is projected to increase by 30% over the next four years, generating an estimated \$1.8 billion in revenue for the Victorian Government.
- 3. A delay in implementing the State's new household waste service standards, urging the Victorian Government to provide councils with greater flexibility and an extended timeline to roll out service changes at a practical pace.
- 4. Promotion of sustainable waste management practices that are economically viable and environmentally sound, ensuring long-term benefits for the community.

CARRIED

13.3. Executive Services Directorate

13.3.1. Proposed Revenue and Rating Plan 2025-29

Councillor Tim Berenyi/Councillor Mandy Treasure:

THAT COUNCIL:

1. Endorses for release the Draft Revenue and Rating Plan 2025-29 for community consultation from 18 April 2025 until 16 May 2025.
2. Gives public notice of the preparation of the Draft Revenue and Rating Plan 2025-29 in the Mansfield Courier and on Council's website making it available for public inspection and seeking written submissions via Engage Mansfield.
3. Notes that the Revenue and Rating Plan 2025-29, with consideration of the community engagement outcomes, will be considered for adoption at the Council Meeting to be held Tuesday 24 June 2025.

CARRIED

14. Council Meeting Resolution Actions Status Register

Councillor James Tehan/Councillor Mandy Treasure:

THAT COUNCIL receive and note the Mansfield Shire Council Meeting Resolution Actions Status Register as at 3 April 2025.

CARRIED

15. Advisory and Special Committee reports

15.1. Audit & Risk Committee Meeting Agenda & Minutes

Councillor Mandy Treasure/Councillor Tim Berenyi:

THAT COUNCIL receive the Agenda & Minutes of the Mansfield Shire Audit and Risk Committee meeting held 13 March 2025.

CARRIED

15.2. Audit & Risk Committee - Chairs Report to Council

Councillor Bonnie Clark/Councillor Mandy Treasure:

THAT COUNCIL receives and notes the Mansfield Shire Audit and Risk Committee report describing the activities, findings and recommendations for the six months ending 31 December 2024.

CARRIED

16. Authorisation of sealing of documents

Nil

17. Closure of meeting to members of the public

Councillor James Tehan/Councillor Mandy Treasure:

THAT COUNCIL close the meeting to members of the public under Section 66(2)(a) of the Local Government Act 2020 to consider Confidential Reports in accordance with section 66(2) of the Local Government Act 2020 for reasons defined in section 18 below.

CARRIED

The Council Meeting Agenda - 15 April 2025 was closed to the public at 5:52 pm.

18. Confidential Reports

18.1. Tender Award: Purchase of Water Cart

Councillor Mandy Treasure/Councillor Tim Berenyi:

THAT COUNCIL:

1. Awards the tender for the supply and delivery of one new 6 x 4 water truck to Allquip Water Trucks for the sum of \$338,742.00 (excluding GST, registration, compulsory third-party insurance, and stamp duty).
2. Makes this resolution public by including it within the public minutes of the Council meeting.

CARRIED

18.2. Rates Arrears - Section 181 Action

Confidential

This report contains confidential information pursuant to the provisions of Section 66(2) of the Local Government Act 2020 under Section 3(f) - personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.

19. Reopen meeting to members of the public

Councillor James Tehan/Councillor Bonnie Clark:

THAT COUNCIL reopen the meeting to the public and resume transmission and this resolution be made public.

CARRIED

Council re-opened the meeting at 6:04 pm.

20. Close of meeting

The Council Meeting Agenda - 15 April 2025 was closed at 6:07 pm.

CONFIRMED this **twentieth** day of **May 2025**

Mayor