Council Meeting

Agenda

27 January 2021 at 6:30pm

Virtual Meeting









The City of Ballarat acknowledges the Traditional Custodians of the land we live and work on, the Wadawurrung and Dja Dja Wurrung People, and recognises their continuing connection to the land and waterways. We pay our respects to their Elders past, present and emerging and extend this to all Aboriginal and Torres Straight Islander People. This meeting is being broadcast live on the internet and the recording of this meeting will be published on council's website <u>www.ballarat.vic.gov.au</u> in the days following the meeting.

Although every effort has been made to protect the privacy of the public, members of the public attending this meeting may be filmed. By remaining in the public gallery once the meeting commences, members of the public give their consent to being filmed, and for the recording of them to be made publicly available and used by council.

Information about broadcasting and publishing recordings of council meetings is available in council's Live Broadcasting and Recording of Council Meetings Procedure which is available on the council's website.

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The next Meeting of the Ballarat City Council will be held on Wednesday 24 February 2021.



1. OPENING DECLARATION

Councillors:	"We, the Councillors of the City of Ballarat, declare that we will carry out our duties in the best interests of the community, and
	through collective leadership will maintain the highest standards of good governance."

Mayor:"I respectfully acknowledge the Wadawurrung and Dja Dja
Wurrung People, the traditional custodians of the land, and I would
like to welcome members of the public in the gallery."

2. APOLOGIES FOR ABSENCE

- 3. DISCLOSURE OF INTEREST
- 4. MATTERS ARISING FROM THE MINUTES



5. CONFIRMATION OF MINUTES

6. PUBLIC QUESTION TIME

Note – all public representations will be heard before each item on the agenda.

QUESTION TIME

- Question time has been altered for the City of Ballarat's 27 January 2021 Council meeting due to the COVID-19 restrictions.
- To ensure the public can still participate in question time, they are asked to now submit their questions in writing.
- However, no person may submit more than two questions at the 27 January 2021 meeting.
- The questions must be in English, must be 75 words or less and not include a preamble, other additional material, or multiple parts.
- Questions must be submitted via email to <u>governance@ballarat.vic.gov.au</u> by no later than 4:30pm on the day of the Council meeting.
- Question Time will be for a period of 30 minutes.
- A question may be disallowed if the chair determines that it:
 - Relates to a matter outside of Councils responsibility;
 - Is defamatory, indecent, abusive, offensive, irrelevant, trivial or objectionable in language or substance;
 - Deals with a subject matter already answered;
 - Is aimed at embarrassing a Councillor or a member of Council Staff;
 - Contains Confidential information; or
 - Security reasons.
- A Councillor or the Chief Executive Officer or their delegate may require a question to be taken on notice. If a question is taken on notice, the answer to it must be incorporated in the minutes of Council and a written copy of the answer sent to the person who asked the question.
- A Councillor or the Chief Executive Officer may advise Council that an answer should be given in a meeting closed to members of the public and explain the reason why.

PUBLIC SUBMISSIONS

- Due to COVID-19 restrictions around public gatherings the following has been put in place.
- Public representations may be made on any items listed on the agenda in a Council Meeting apart from those listed in the confidential section. Submissions must also be submitted in writing to <u>governance@ballarat.vic.gov.au</u> by no later than 4.30pm on the day of Council meeting; and limited to no more than 200 words that will be read out by the Chief Executive Officer or nominated delegate at the meeting prior to the matter being considered by Council.
- If you would like to make your submission personally at the Council Meeting, please contact <u>governance@ballarat.vic.gov.au</u> to arrange this.



7. CHIEF EXECUTIVE OFFICER REPORT

7.1. CHIEF EXECUTIVE OFFICER REPORT

Division:Executive UnitDirector:Janet DoreAuthor/Position:Janet Dore – Chief Executive Officer

PURPOSE

1. The CEO's Operational Report highlights issues and outcomes affecting the organisation's performance as it delivers services and implements the Council's strategies and policy decisions.

BACKGROUND

2. The Council of the City of Ballarat is responsible for setting the municipality's strategic direction. The CEO of the City of Ballarat is the sole employee of the Council and is responsible for establishing the organisational structure and resource allocation to achieve the objectives set by the Council. This operational report provides greater detail about organisational activities and issues involved with service delivery. It also includes an account of work undertaken over the last six months as Interim CEO following the Ombudsman Victoria report of May 2020.

KEY MATTERS

Independent reviews

3. The Victorian Ombudsman report had two recommendations, both about senior staff who have since left the organisation, but the contents of the report have been the guide for my action plan since June 2020. Two further reports have led to an updated action plan which is attached to this report for information. The majority of work in the plan is within the administration and covers probity, procedures and leadership behaviours. Council has made key decisions on policy and accountability frameworks.

Interim CEO Action Plan June 2020

- 4. Points covered were:
 - Communication and consultation throughout the organisation
 - Review of executive positions and accountabilities
 - Review of Audit Committee and establishment of Audit and Risk Committee
 - Preparation for *Local Government Act 2020* (LGA 2020) requirements under the principles of Community Engagement, Strategic Planning, Financial Management, Public Transparency, Service Performance
 - Realignment of organisation structure and leadership
 - Revision of key policies including procurement, hospitality and recruitment
 - Review of purchasing cards
 - Revision of Council agenda and reporting
 - Recruitment of CEO process and engagement
 - Election process and Council induction
 - Review and assessment of organisational culture



- Employment policies (now underway)
- 5. All actions have been completed, except the last point which has started in the context of the Halliday report, and some will be reviewed regularly as a matter of good governance and continuous improvement.
- 6. Outputs from subsequent work, including the Pitcher Partners and Halliday reports, have been incorporated into the future action plan outlined below.

Ongoing work

- 7. Susan Halliday AM completed an extensive review of individual experiences within the organisation, predominantly staff, but also Councillors, contractors and members of the public. The report provides insight to historical behaviours and impacts. Whilst there are inappropriate behaviours covered in the report, they are not representative of the whole and there are other favourable comments about new leadership styles and management of poor behaviour over the last few months.
- 8. These changes are the basis for ongoing action and the rebuilding of trust and confidence within the organisation, between the organisation and Council, and within the community.
- 9. The LG 2020 Act requires transparency, and the Halliday Report will be released following discussion with staff and Councillors.
- 10. Safety within the workplace is a primary duty of a CEO and the many individuals who participated in or contributed to the assessment of culture are likely to be affected in different ways once this is public, so supporting them is vital.
- 11. The commitment made by me when the Halliday work began was to maintain the confidentiality of contributors. The report is written to ensure that neither individuals nor specific functions or locations can be identified. There are however clear pointers towards matters for improvement; and during the course of Ms Halliday's work, instances of misconduct were referred to the CEO for immediate action.
- 12. Some of these related to long standing practice, code of conduct infractions and unresolved complaints. Each matter has been dealt with and enabled the teams involved to refresh and regroup. These instances serve to reassure the organisation staff that non-conformance with the required behaviours and standards of conduct will be addressed in an appropriate and timely manner by senior officers.

Procurement

- 13. The CEO commissioned an independent review by Pitcher Partners following the Victorian Ombudsman's report of May 2020 into governance matters at the City of Ballarat. Following the report to Council on 16 September 2020, the independent review undertaken by Pitcher Partners was referred on to the Local Government Inspectorate for investigation and consideration.
- 14. The Inspectorate has reviewed the report and supports and endorses the report's findings, approach and recommendations which seek to achieve good governance and accountability at the City of Ballarat.



- 15. There are several pointers to improvement from the independent review undertaken by Pitcher Partners:
 - Project management discipline consistent with best practice is needed which requires a business case including whole of life costing, staged approval processes and verification for all projects over an identified value.
 - Expenses for Mayoral duties need clarification within the Councillor expenses policy.
 - Purchasing of all goods, services and materials must follow the appropriate procurement processes through an authorised officer.
 - A policy for acquisition of gifts and special assets should be developed.
 - Training for staff in record keeping requirements should be implemented.

Transition to New CEO

16. The action plan arising from all of this work has been discussed with the incoming CEO and presented as a matter of record at Attachment 1. It is a reference point for the future to be applied as necessary.

Key achievements, projects and events delivered

17. Summer of Fun in Ballarat launched

Summer of Fun in Ballarat was launched in December. The City of Ballarat is working alongside Commerce Ballarat, Ballarat Regional Tourism and the city's tourism and hospitality industry on this new campaign showcasing Ballarat's outstanding food and wine, places to explore and award-winning attractions. The campaign, which continues through January and February, is targeting the visiting friends and relatives' market and visitors from Melbourne and across Victoria.

18. Colourful Art installation in Little Bridge Street

Ballarat's Little Bridge Street bus interchange recently received a colourful facelift with the installation of a temporary, graffiti-proof community artwork. The Graffiti Prevention Grants are part of the Community Crime Prevention Program and provide funding of up to \$30,000 for Victorian Councils to develop and deliver projects to prevent graffiti vandalism in local communities. Ballarat -born artist, Justine McAllister created the themed bus shelter works, 'movement colour and shape'. The City of Ballarat has also successfully applied for \$450,000 from the Federal Government's Safer Communities Program for CCTV, lighting and bollards to be installed in Little Bridge Street to improve safety.

19. <u>\$4 million upgrades to sporting facilities delivered</u>

In December, more than \$4million in upgrades to some of Ballarat's key sporting reserves and recreational spaces were officially opened, thanks to substantial funding support from the Victorian Government and funding from the Council budget. Project locations included St George's Reserve and MR Power Park in Sebastopol, Mt Clear Recreation Reserve and Alfredton Reserve Village Green. Upgrades included sports field light installation, drainage and irrigation upgrades and pavilion works.

20. Summer Sundays

The popular Summer Sundays concert series returned this month, with performances relocated this year from the Botanical Gardens to Ballarat's major tourist attractions at Sovereign Hill, Ballarat Wildlife Park and Kryal Castle. The change of venue allowed the performances to take place in a COVID-safe environment, as well as profiling the attractions to a wider audience via the event's Facebook page.



21. Town Hall reopens

The Sturt Street doors to the Ballarat Town Hall were re-opened in December for the first time since they were closed in March due to the COVID-19 pandemic. The Town Hall was open with the Visitor Centre returning to the site to provide assistance to visitors. The Phoenix building had been the temporary home to the Visitor Centre while maintenance works were carried out in the Town Hall.

22. Goldfields World Heritage bid website launched

The Central Victorian Goldfields World Heritage Bid is a partnership between thirteen local governments, including Ballarat Council; regional organisations, academia and the private sector on behalf of the Central Victorian Goldfields community. Funded by the Victorian Goldfields Tourism Executive (VGTE), the goldfieldsworldheritage.com.au site is the latest iteration of the bid that has been developing behind the scenes for several years. It provides fascinating insights into the discovery of gold in Victoria, the world-wide significance of the Victorian goldrush and the bid for World Heritage listing.

Ongoing community consultation

23. Draft Community Engagement Policy

The City of Ballarat sought community feedback on a draft community engagement policy in December and January.

The draft policy will guide the City of Ballarat's approach to engaging with residents and other stakeholders and help to make sure the voices of our residents are heard when key decisions are made. The policy was made available online at the city of Ballarat MySay page, at City of Ballarat Customer Service Centre and at Ballarat's Library branches in Sebastopol, Wendouree and Ballarat Central. The draft policy will be considered by Council in the next meeting cycle.

24. Alfredton BMX track

A BMX track will be built in Alfredton, with construction of the track funded by Council and planned to be complete by June 2021. In recent months community consultation began with the selection of an appropriate location, with feedback from the community indicating Alfredton Recreation reserve was the most popular location. Further feedback was sought via in person consultation sessions on the design and layout of the track in December. Concept design will be shared with the community in coming weeks.

25. <u>New Outdoor Youth Space at Wendouree West Recreation Reserve</u>

Feedback from the community younger community members has been sought on the design and layout of a BMX pump track, street soccer design, and skate elements as part of landscaping works. These works are part of a wider revitalisation project and new facilities funded by the Victorian Government and being delivered by the City of Ballarat at Wendouree West Recreation Reserve. Draft concept plans will be developed using feedback received, with further consultation on the concept plans to take place in coming weeks.



OFFICER RECOMMENDATION

- 26. That Council:
 - 12.1 Receive and note the CEO's Operational Report.
 - 12.2 Receive and note the Action Plan to be implemented by the incoming CEO.

ATTACHMENTS

- 1. Governance Review [7.1.1 1 page]
- 2. Correspondence from the Local Government Inspectorate to Janet Dore 16 December 2020 - 20201217 Reda [**7.1.2** - 1 page]
- 3. City of Ballarat Process, Management and Authorisations of Acquisition Assessment - September 2020 [**7.1.3** - 10 pages]
- 4. CEO Action Plan 2021 [**7.1.4** 1 page]

1. The Chief Executive Officers report is line with Council's commitment to transparent decision making as expressed in the Council Plan.

COMMUNITY IMPACT

2. The report is part of Council's commitment to ensuring the community is informed about key projects and initiatives delivered and ongoing, and community consultation being undertaken by the City of Ballarat.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. No climate emergency and environmental sustainability implications have arisen from the preparation of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. No additional economic sustainability implications have arisen from the preparation of this report.

FINANCIAL IMPLICATIONS

5. No additional financial implications have arisen from the preparation of this report.

LEGAL AND RISK CONSIDERATIONS

6. It is considered there are no legal and risk considerations associated with this report.

HUMAN RIGHTS CONSIDERATIONS

7. It is considered that the report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006.*

COMMUNITY CONSULTATION AND ENGAGEMENT

8. The Chief Executive Officer's Operational Report formal community engagement and consultation processes, both online and in person, which the City of Ballarat is currently undertaking in relation to its plans and operations.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. Council Officers affirm that no direct or indirect interests need to be declared in relation to the matter of this report.



Local Government Inspectorate

v.au

Ref

GPO Box 4912 Melbourne Victoria 3001 Inspectorate@lgi.vic.go

Telephone: 1800 469 359

By email to Janet Dore CEO: janetdore@ballarat.vic.gov.au

Dear Ms Dore

BALLARAT CITY COUNCIL – OMBUDSMAN REPORT

I refer to your email of 17 September 2020 advising that you commissioned an independent review by Pitcher Partners following the Victorian Ombudsman's report of May 2020 into governance matters at the Ballarat City Council and referring the review to the Inspectorate for investigation and consideration.

As you are aware the Local Government Inspectorate (Inspectorate) is the dedicated integrity agency for local government in Victoria, and is responsible for receiving, assessing and, where appropriate, investigating breaches of the *Local Government Act 2020*.

I refer to the discussion on Tuesday 15 December 2020 between yourself, and and from the Inspectorate and confirm that the Inspectorate has reviewed the Pitcher Partners' report *Process, Management and authorisation of Acquisition* dated 2 September 2020. The Inspectorate supports and endorses the report's findings, approach and recommendations which seek to achieve good governance and accountability at the Ballarat City Council.

At this stage I consider that there is no further action required on the part of the Inspectorate. However, I would welcome the opportunity to provide further support and assist if required as the recommendations are implemented.

Yours sincerely,



John Lynch PSM Acting Chief Municipal Inspector

17 / 12 / 2020



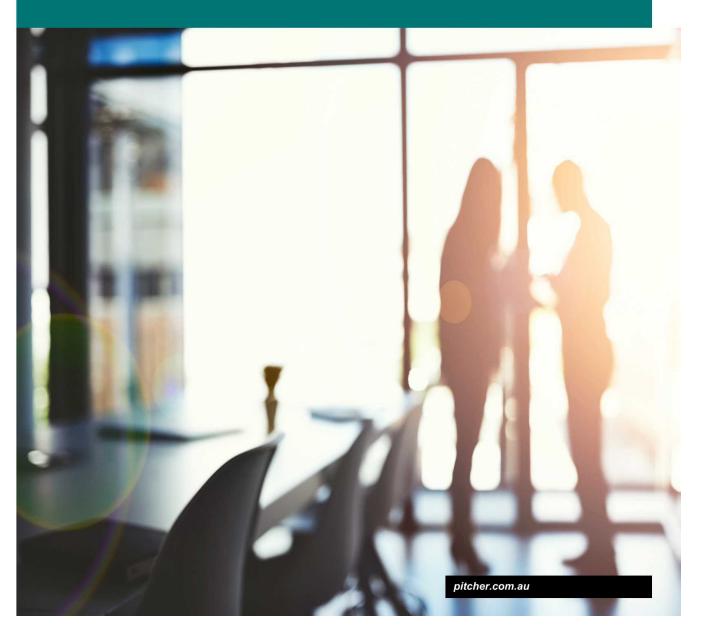
7.1.2

OFFICIAL



City of Ballarat

Process, Management and Authorisations of Acquisition Assessment



7.1.3

Ref: GIN: JK

2 September 2020

PRIVATE & CONFIDENTIAL

Mr Sean Portelli City of Ballarat PO Box 655 BALLARAT VIC 3353

Via email: seanportelli@ballarat.vic.gov.au

Dear Sean

Process, Management and Authorisations Assessment

Scope

We have undertaken an assessment in relation to the process, management and authorisations of the acquisition of the following items:

- Gatekeepers Cottage Project
- Fernery Redevelopment Project
- Purchase of a Chandelier for the Town Hall
- Various additional items that were identified as being outside of the normal process for acquisition identification and procurement.

Our scope included consideration of the following aspects:

- Application of relevant policies and procedures applicable to each area.
- Relevant approval processes undertaken, delegations and any required special arrangements.
- Reporting and disclosure procedures to Council and executives.
- Other relevant circumstance applicable to the specific scope areas.

Limitations

Our work did not include any procedures to assess or verify the actual spend on any of the areas covered or the delivery of the actual expected outcomes.

Our work did not cover any aspect of the actual delivery of the outcomes other than relevant approvals for variations to budget where available.

Procedures

We undertook the following procedures to address the requested audit scope:

- Held interviews with staff and process owners.
- Assessment and testing of transactions and documentation as required against relevant policies, procedures, approvals and delegations in relation to each of the items listed above.
- Consideration of relevant reporting and disclosures to Council and Executives.



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Gatekeepers Cottage Project

Background and Context

The Gatekeeper's Cottage was located on private land and was initially planned to be demolished by the landowner. It was subsequently gifted to the Friends of the Ballarat Botanical Gardens (FBBG) organisation. The cottage has been relocated into the Ballarat Botanical Gardens and has been restored and renovated in partnership with FBBG for the purposes of preserving cultural heritage and providing a space for community education purposes.

The cottage, costs to remove it from its original site and internal fit out of furniture were donated by FBBG.

COB funded/are to fund the following elements¹:

Re-locate cottage from trailer to new concrete slab and make watertight:	\$115,782					
 Renewal of cottage to present condition: 	\$301,757					
Accessible pathway design:	\$ 18,679					
Accessible pathway works (Planned):	\$ 75,000					
Projected total capital project costs:	\$511,219					
Project maintenance costs are as follows ¹ :						

Cost Maintenance Type Details **Cost Frequency** Programmed Regimes HVAC, Fire Equipment, Gutters & Electrical \$650 Annually Painting Decking \$1,500 Annually Painting External Building \$6,500 5 Yearly

Observations

It appears the project was initially identified and came to be through the council receiving an application to demolish the dwelling. A heritage assessment was then undertaken which identified the dwelling to be a place of potential individual significance and should be included in the heritage overlay as part of the planning scheme. Through public exhibition for heritage protection, increased community and stakeholder interest was received.

The initial project to relocate the cottage to the Ballarat Botanical Gardens was put to council in 2016. While it was initially not supported, minutes from the Council meeting on 25th January 2017 included a report from management outlining the project benefits and a recommendation to "agree to the request put forward by the Friends of the Ballarat Botanical Gardens to include the Gatekeepers Cottage as part of the Fernery redevelopment project". Based on the documentation available, it is unclear whether the recommendation was adopted by Council or included as part of the fernery re-development project.

Discussions and documentation appear to indicate that multiple attempts at approval by Council were rejected. It is unclear what circumstance changed to then result in the undocumented approval being obtained.

High level approval for the budget was provided as part of the broader 2018/19 capital budget processes which included a line item of \$300k² allocated to the cottage, with no supporting detail, as part of the broader capital works program renewals. There is no additional documentation to support any further spend on the project including any approved variations.

Other than the recommendation made to council in 2017, we were not provided with any further documentation which clearly defined the project purpose, supported the initial justification, defined the scope or approval of the project through either a business case, project scope or council minutes.

At the time of project commencement, it appears there was and still is not any Council policy or procedure dealing with gifted assets or the requirements regarding the development of a business case to define, justify and seek approval for projects, this was raised as a concern in the 2017 Project Management Internal Audit.



¹ Summary of Costs Spreadsheet – Gatekeepers Cottage

² City of Ballarat - 2018/19-22 Revised Budget – Strategic Resource Plan

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Conclusions

- Record keeping regarding this special acquisition is lacking and therefore cannot support the application of an appropriate acquisition process, particularly given the unique nature of this asset.
- A full business case, commensurate with the nature and risk associated with the asset was not produced.
- The asset acceptance appears to have been agreed based on a cost analysis that did not adequately contemplate the full extent of costs.
- There are no approved variations to the planned \$300k.
- The acceptance of the asset does not seem to have received explicit council approval.
- There was no policy or procedure in place, to specifically address this type of asset, which possibly should have required additional steps to be undertaken, such as the involvement of restoration specialists to provide their process and costs estimates etc.
- While there is no specific supporting information, it appears that this asset was incorporated into the
 normal capital development process associated with the fernery re-development. In the absence of any
 policy guidance with regards to gifted and special assets this may be considered, without the benefit of
 hindsight, to have been an appropriate approach at the time.

Fernery Redevelopment Project

Background and Context

The Fernery is a heritage listed part of the Ballarat Botanical Gardens, which has been closed since 2013 due to its deteriorating state. The Redevelopment Project focuses on restoration of the fernery including the reconstruction of the gothic style entry from the original fernery, with a replica of the original timber building being constructed.

In 2008/9 an initial \$300k originally spent during investigation of the concept.

The Fernery project was confirmed as a Council Priority Project and included in the council adopted 2015/16 budget for new capital works, with \$1.4 million broadly allocated to the project with an additional \$457k of reported variations. The budget and these costs do not include the Gatekeepers Cottage Project.

Documentation suggests no further costs are anticipated by management to complete the project.

Item	Spend to Date
Miscellaneous	\$916
Community Engagement	\$30,050
Design	\$462,781
Service Relocation	\$17,273
Construction contract	\$445,243
Other construction	\$21,274
Authority fees	\$67,799
Project Management	\$165,769
Variation 1 – Design Variation (ex. GST)	\$199,000
Variation 2 – Increased fittings (ex. GST)	\$192,530
Variation 3 – Scaffold (ex. GST)	\$64,900
Variation 4 – Additional carpentry (ex. GST)	\$1,320
Total	\$1,668,855

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4

Justification and approval of the Fernery Re-development Project occurred in stages over several years, as follows:

- An investigation into a potential design concept for the refurbishment of the Fernery first occurred in 2005, with further work undertaken in 2006 and a budget allocation of \$300k in 2008/9 for the advancement of this design ahead of future capital works.
- A report in June 2011 to Council provided a summary of the work undertaken to date followed by further assessment undertaken in September 2012 in relation to the conceptual design.
- It appears through the documentation provided that the approval for further advancement of this project formed part of the broader endorsement of a Visionary Plan for the Ballarat Botanical Gardens during May 2014.
- During 2015/16, the Development of the Fernery was identified as a 'Council Priority Project' to 'deliver enhanced botanical collection & architectural structure that's functional & reflecting qualities the original structure'. An amount of \$1.4m was then allocated to the development of the Fernery as part of the 2015/16 budget process.
- Four variations were encountered throughout the project, totalling \$457,750. The Instrument of Delegations provides authority for variations to be approved by Executive Management without reference to the associated value of the variation. The August Contracts Approval Special Committee included a resolution for the variations to be approved.
- As the Fernery project formed part of Council's 'Priority Projects', it did not appear to go through the
 normal project feasibility/justification process to assess the strategic relevance and priority against other
 council projects, as would generally be expected of a project of this scale.

A Project Scope was developed in September 2017 but was not approved as further detail was requested by management in relation to the project scope and budget. We were not provided with documentation to indicate whether these concerns were addressed and whether the scope was ever updated and approved.

Conclusions

- Council had clear line of site of this project and the general reasoning for it being undertaken.
- The process was conducted over several years with various assessment steps being undertaken.
- There was no relevant business case and reasoning, final scope or budget provided to support the
 approval.
- Costs have exceeded the approved budget and subsequent variations were approved by the Contracts Approval Special Committee.
- It is unclear from the way in which the delegations are phrased if the Contracts Approval Special Committee had the ability to approve the larger variations.
- In the absence of a project scope, it is unclear what would constitute full completion.

Purchase of Chandelier

Background and Context

A chandelier for a meeting room in the Ballarat Town Hall was purchased in May 2017 for \$950. The chandelier was collected from Melbourne by the Director of Infrastructure at the time, who was apparently travelling close to the supplier on other council business. The chandelier was paid for utilising the Director of Infrastructure's corporate purchasing card at the time of collection.

Observations

Based on the information provided, the purchase of the chandelier does not appear to contravene the Procurement Policy in place at the time.

The policy at the time, based on the minimum spend thresholds, required only 1 verbal quote to be sought and did not require this to be recorded.

The policy also allowed the use of a corporate purchasing card for this size purchase.



Since then the policy has been updated to require the recording of a verbal quote, one quote for this size purchase is needed, and the use of a corporate card is appropriate.

The chandelier purchase of \$950 fell within the Director of Infrastructure's purchasing card transaction limit. A receipt was attached to the transaction in the purchasing card system and was approved by the CEO as required.

It appears that a formal Town Hall Refurbishment budget was never established and therefore approved, making it difficult to establish the overarching rationale, justification and pre-approval for this purchase.

The purchase was also coded to a cost centre established to record Councillor related expenditure. This would seem to imply that staff attributed this cost with a Councillor rather than a cost code connected to the project furniture and fittings.

Conclusions

- The acquisition met the relevant policy and procedural requirements.
- It is unusual for capital acquisitions to be paid for by credit card, but understandable given the circumstance.
- It is unclear why staff coded the cost of the item to the Councillor expense code.
- The lack of the broader town hall refurbishment project scope and budget, results in there being no documented support for this specific acquisition.
- The absence of a gifted assets and special acquisitions policy makes it difficult to determine if the
 acquisition would be considered unnecessary or have required a special procedure of approval or
 acquisition.
- The expenditure was incurred for Council purpose and the item is on display in the town hall.

Recommendations

Resulting from this work we offer the following recommendations for management to consider:

- Development of full scope, business case and budget before approval of acquisition.
- Recording and retention of relevant approvals and considerations.
- Appropriate gatekeeper steps through larger projects and acquisitions, to ensure appropriate approvals and consideration of changes and next steps.
- Development of a policy and procedure with regards to gifted and special assets.
- Clarifying the delegations with respect to the financial value of variations that can be approved by delegated positions.



6

Additional transactional assessment

Background and Context

Following on from our in-depth assessment undertaken of the 3 items above, Management requested us to undertake further investigations. The following transactions were identified by management in response to a council resolution in relation to Town Hall expenditure "outside normal maintenance or Council approved changes". We were requested to investigate the processes and circumstances surrounding these purchases. In connection to any acquisitions relating to the Town Hall, as a town hall refurbishment budget was never documented or approved, we were unable to ascertain whether these items were pre-approved as part of a budget process.

Observations

Ref.	Category	Date	Value	Supplier	ltem	Purchase initiator ³	Approved in line with delegation
1	Flowers	25/07/2017	\$60	Ballarat Florist - Kathryn Amor	Flowers for Mayor's Office and Reception	Mayoral Request	Yes
2	Flowers	31/07/2017	\$60	Ballarat Florist - Kathryn Amor	Flowers for Mayor's Office and Reception	Mayoral Request	Yes
3	Flowers	3/10/2017	\$180	Ballarat Florist - Kathryn Amor	Flowers for Mayor's Office and Reception	Mayoral Request	Yes
4	Flowers	14/12/2017	\$270	Ballarat Florist - Kathryn Amor	Flowers for Mayor's Office and Reception	Mayoral Request	Yes
5	Flowers	14/12/2017	\$467	Ballarat Florist - Kathryn Amor	Plants for Town Hall	Mayoral Request	Yes
6	Flowers	21/02/2018	\$240	Ballarat Florist - Kathryn Amor	Flowers for Mayor's Office and Reception	Mayoral Request	Yes
7	Flowers	19/07/2018	\$280	Ballarat Florist - Kathryn Amor	Moving Furniture	Mayoral Request	Yes
8	Framing & Photography	2/07/2017	\$180	Jeremy Bannister	Photography for portraiture	CEO and Mayoral request	Yes
9	Framing & Photography	7/03/2018	\$1,145	Creative Framing Gallery	5 x Lady Mayor photos for frames	CEO and Mayoral request	Yes
10	Furniture	10/07/2017	\$1,730	Office Vision	Desk and mobile pedestals	Director Innovation and Organisational Improvement	Yes
11	Rainbow Flags	24/11/2017	\$100	Ballarat Pride Hub Inc	Rainbow Flags for display at Town Hall	Director Innovation and Organisational Improvement	Yes
12	Removals	30/04/2017	\$214	Central Highlands Removals	Relocation of furniture from Ryan's Storage to City Hall	Mayoral request through CEO or Director Innovation and Organisational Improvement	Yes
13	Removals	17/11/2017	\$260	Ballarat Removals & Storage	Removal of Boardroom tabletop from town hall	Mayoral request through CEO or Director Innovation and Organisational Improvement	Yes
14	Removals	15/02/2018	\$390	Ballarat Removals & Storage	Internal Removal at Town hall	Mayoral request through CEO or Director Innovation and Organisational Improvement	Yes
15	Repairs	1/05/2017	\$187	M & K Callaway	Removal of broken brass lock and replacement	Repair identified by hall keeper	Yes

³ Purchase initiators were identified through interviews with staff and review of email correspondence.



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Ref.	Category	Date	Value	Supplier	Item	Purchase initiator ³	Approved in line with delegation
16	Repairs	22/07/2017	\$165	M & K Callaway	Repair to Australian Cedar carver chair (broken arm)	Director, Infrastructure and Environment	Yes
17	Repairs	4/10/2017	\$440	M & K Callaway	Repairs to 4 Australian Cedar Boardroom Chairs	Councillors request via CEO and/or Director Innovation and Organisational Improvement	Yes
18	Repairs	13/10/2017	\$150	M & K Callaway	Repairs Australian Cedar Boardroom Chair (broken leg)	Councillors request via CEO and/or Director Innovation and Organisational Improvement	Yes
19	Repairs	20/07/2018	\$150	RJ Galleries	Repairs to Chaise	Director Innovation and Organisational Improvement	Yes

Other relevant information

With reference to the transactions above, the following additional observations are made:

Ref	Additional Comments relating to the table above
1 - 6	We were advised during interviews with Council officers, that the Florist may have been known to the Mayor. Further email correspondence between Council officers indicated that the florist may have been known to the Mayor.
	We were further advised that whilst the purchase of flowers seemed to occur on a regular basis (new flowers delivery weekly) the invoices received from the florist occurred irregularly. Specifically, invoices were not initially provided for the flowers and then when they were provided the florist often dropped a number of invoices off at the town hall for payment. Additionally, through staff interviews and subsequent emails, it was stated that payment of these invoices was often followed up by the Mayor to ensure payment had been processed.
7	Documentation received indicates that the florist undertook additional work for the council such as moving furniture and attending site visits at the Town Hall. It appears that these activities were invoiced to the Council without any documented request or pre-approval for these services.
8, 11	These invoices were addressed directly to the Mayor indicated that these items were ordered by the Mayor rather than going through the normal procurement processes when ordering a good or service.

Additional items identified during our procedures

The following items were raised during meetings or through subsequent email communication:

Ref.	Category	Date	Value	Supplier	Item	Purchase initiator ⁵	Approved in line with delegation
20	Fruit	Weekly order	~\$20 (per week)	Coles and Woolworths	Weekly Fruit Bowl	Mayoral request through Director Innovation and Organisational Improvement	Refer to additional notes below
21	Plants	24/10/2017	\$237	Ballarat Florist - Kathryn Amor	Plants for the Town Hall	Mayoral request through Director Innovation and Organisational Improvement	Refer to additional notes below

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Ref.	Category	Date	Value	Supplier	Item	Purchase initiator ⁵	Approved in line with delegation
22	Plants	28/05/2018	\$160	Ballarat Florist - Kathryn Amor	Plants for the Town Hall	Mayoral request through Director Innovation and Organisational Improvement	Refer to additional notes below
23	Plants	04/04/2018	\$1153	Floral Interiors and Ballarat Florist - Kathryn Amor	Flowers for the Town Hall	Mayoral request through Director Innovation and Organisational Improvement	Refer to additional notes below
24	Fittings	09/04/2018	\$280	Gregory's Antiques and Lights	Pair of Silver Candelabras for Town Hall	Unclear - See additional comments	Refer to additional notes below
25	Gifts	Dec 2018	ТВС	Various suppliers	Various transactions for the Councillors and their Partners including: Christmas gifts Christmas luncheon	Mayoral Request	Refer to additional notes below
26	Furniture	03/04/2018	~\$5000	Request rejected	Piano	Mayoral Request	Refer to additional notes below

⁵ Purchase initiators were identified through interviews with staff and review of email correspondence

Ref	Additional Comments relating to the table above
20	We were advised that the purchasing of the fruit was undertaken on a weekly basis by the Hall Keeper at the request of the Mayor and the purchase was made using a purchasing card. This purchase of fruit is still occurring.
20, 21, 23, 24	These transactions do not appear in the accounts payable system. We were advised that these were likely purchased utilising a corporate purchasing card.
21-23	We were advised that plants had been purchased for the town hall offices at the request of the Mayor, subsequently it was decided by the Director Innovation and Organisational Improvement that artificial plants would be more cost effective.
24	We were advised that it was unclear who initiated the purchase of this item.
25	At the time of finalising this report we had not received any documentation to support these purchases. We were advised that these items were purchased at the request of the Mayor and purchased via corporate purchasing card.
26	Email documentation was received outlining that the Mayor had requested to purchase a piano for the town hall worth approximately \$5000. From these emails, it appears this item was rejected for purchase by the Director Innovation & Organisational Improvement as it was stated there was no budget available for such an item.



9

Additional observations identified during our procedures

During interviews and review of documentation we made the following additional observations:

- We were advised by Finance that approximately \$17,000 was procured from the Florist (Kathryn Amor) between 08/02/2017 and 06/02/2019.
- During interviews we were advised that staff were sometimes unsure if certain councillor reimbursements (e.g. flowers and plants) were in alignment with the Councillors Expenses Entitlement Policy and that the policy could have provided more detail in relation to acceptable purchases. In reviewing the policy available at the time (December 2018) it appears to provide sufficient guidance

with regards to councillor reimbursements, with the following overarching principles being specified in the policy:

- "The basic test that will be applied to determine whether or not an expense is lawfully incurred is whether the expenditure is "necessary" to complete duties as a Councillor;
- Claims for expenses other than those included in this document should be referred to the Chief Executive Officer or delegate; and
- Any costs incurred by a Councillor which are not covered specifically within the Guidelines will not be met, unless the Councillor has received prior authorisation from the Council or, if delegated to do so, from the Chief Executive Officer."

However, the policy doesn't address the involvement of Councillors in the procurement of items for the City of Ballarat.

Conclusions

In relation to the additional transactions, based on discussions with staff and documentation received, it appears that there was involvement from the Mayor in relation to a number of these purchases and activities some of which appear to have been made without pre-approval or involvement of Council officers.

Within the purchasing policy and procedures, it would be expected that all intended purchases and commitments made by councillors on behalf of Council would be requested through, approved by and procured by council officers. In addition, greater guidance with regards to the extent of involvement by Councillors in directing Council officers to procure items and services of behalf of City of Ballarat would be helpful.

Recommendations

Assess and where possible strengthen various policies that relate to councillor activities and expenditures as well as addressing the procurement policy and procedure followed by management when dealing with Councillor requests and expenditures.

We trust that this report meets with your requirements.

Yours sincerely

Jule Mare

Graham Noriskin Executive Director Pitcher Partners Consulting Pty Ltd

10



OFFICIAL

ACTION PLAN

Author: Janet Dore Date: 20/01/2021

WORKING ENVIRONMENT

Develop a Workforce Strategy in accordance with the LGAct 2020 Develop a plan for being an Employer of Choice Develop a Communications Plan for regular internal communication with employees Ensure the physical working environment meets OHS and COVID-19 standards Continue best practice Employee Relations

BEHAVIOURS

Promote and apply principles of accountability and delivery of outcomes Review educate and reinforce Codes of Conduct pertaining to staff, Councillors and interactions between them Educate and reinforce role boundaries for staff and Councillors Review and reinforce social media policies for staff and Councillors

LEADERSHIP

Ensure the organisation operates cohesively through joint goals and accountabilities within senior staff Develop a coordinated approach to professional development based on continuous learning principles

Develop and deliver a 21st Century Leadership program for senior staff

GOVERNANCE

Recognise and adhere to the Positive Duty Obligation under legislative responsibilities for OHS, Risk Management and other compliance requirements Develop a glossary of terms to promote common understanding and awareness Ensure procurement, probity and procedures are revised and unheld on a regular basis

Ensure procurement, probity and procedures are revised and upheld on a regular basis Understand and apply best practice Issues Management practices

20/01/2021

OFFICIAL



8. OFFICER REPORTS

8.1. TENDER 2020/21 - 112 BALLARAT REGIONAL LANDFILL LIQUID WASTE (LEACHATE) REMOVAL

Division:	Infrastructure and Environment
Director:	Bridget Wetherall
Author/Position:	Nicholas Benyon – Environmental Service Compliance
	Officer

PURPOSE

1. To enter into Contract Number 2020/21 - 112 for the provision of Ballarat Regional Landfill Liquid Waste (Leachate) Removal with RTD Environmental for the estimated annual spend of \$350,000.00 (ex GST). The contract term is for three years with the provision of two one-year extensions at Council's sole discretion.

BACKGROUND

- 2. The purpose of this tender is to engage a suitably qualified, experienced and resourced contractor to manage the removal of prescribed liquid waste (leachate) off site. This waste is to be delivered to an authorised disposal facility that accepts and treats prescribed liquid waste, N210.
- 3. Leachate is any rainfall that has come into contact with waste and is also created by decomposing waste. The leachate is collected at the bottom of the cell and pumped to the leachate ponds.
- 4. The leachate ponds are designed to enable evaporation of the leachate, however in wet years and to ensure safe levels are maintained in the ponds, leachate may have to be exported.
- 5. Leachate removal volumes differ annually and are directly related to the volume of rain and the capping style.
- 6. Management of leachate is a compliance requirement under the Environment Protection Authority Licence for Landfill management.

KEY MATTERS

- 7. Five (5) tender submissions were received.
- 8. The works will be funded from the annual landfill recurrent budget 8130-0333-504500-LEACH-LCEXP-0000.



OFFICER RECOMMENDATION

- 9. That Council:
- 9.1 Enter into Contract Number 2020/21 112 for the provision of Ballarat Regional Landfill Liquid Waste (Leachate) Removal with RTD Environmental for the estimated annual spend of \$350,000.00 (ex GST). The contract Term is for three (3) years with the provision of two (2) one-year extensions (1+1) at Council's sole discretion.
- 9.2 Delegate to the Chief Executive Officer the authority to execute the associated contract on behalf of Council.

ATTACHMENTS

Nil



8.2. ROAD DEVIATION AND DISCONTINUANCE - PART NERRINA ROAD, NERRINA

Division:	Infrastructure and Environment
Director:	Bridget Wetherall
Author/Position:	Linda Skewes – Property Officer

PURPOSE

- 1. This report is presented to Council to consider the road deviation and discontinuance for part Nerrina Road, Nerrina in order to correct the boundary realignment following the road construction in 2016/2017. The land comprises proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina and proposed Lot 2 (63.5sqm) Part 15 Arapiles Street, Nerrina (Plan of Road Exchange attached).
- 2. Following the road deviation and discontinuance, Council is to then exchange by private treaty at no consideration the land parcels. Valuations have been commissioned on both parcels of land with the returned value being \$6300 each.

BACKGROUND

- 3. Road reconstruction works were completed in 2016/2017 with Council inadvertently encroaching on private land.
- 4. The purpose of the road deviation and discontinue is to re-establish the cadastre property and road reserve boundaries to reflect what is on site.
- 5. The road has a status of government road, owned by the Crown, controlled and managed by Council and is included in the Council road register.
- 6. Under Clause 2(2) of Schedule 10 of the *Local Government Act 1989,* consent was obtained on the 18 August 2017 from the Minister of Energy, Environment and Climate Change, to the proposed road deviation (Attached).
- 7. On the 5 November 2020 a public notice for the road deviation and discontinuance was published. No submissions were received (Attached).
- 8. Land to be exchanged by private treaty for no consideration in accordance with the Local Government Best Practice Guideline for the Sale and Exchange of Land dated June 2009.
- 9. A current valuation dated 29 September 2020 indicates that the parcels of land to be exchanged are of equal value (Attached).

KEY MATTERS

- 10. Part of the constructed road is under Council's control and management and is encroaching on private land and this must be rectified.
- 11. The exchange of the parcels will be undertaken by private treaty with no consideration demanded for the subject sites.



OFFICER RECOMMENDATION

- 12. That Council:
- 12.1 Undertake the formal Gazettal process in respect to the road deviation and discontinuance of this portion of Nerrina Road, Nerrina.
- 12.2 Satisfies the statutory processes in relation to the road exchange.
- 12.3 Authorise the exchange of land to be administered by private treaty at no consideration.
- 12.4 Authorise the Chief Executive Officer under delegated authority to execute such documents as are necessary to give effect to this resolution and complete the exchange of land with the abutting property owner.

ATTACHMENTS

- 1. Governance Review [8.2.1 1 page]
- 2. Minister Consent 0516-0031 [8.2.2 2 pages]
- 3. Plan of Road Exchange [8.2.3 1 page]
- 4. Ballarat Times Public Notice Nerria Road 5 Nov 2020 [8.2.4 1 page]
- 5. Valuation: Land Exchange 15 Arapiles Street, Nerrina Final Report 29-9-20 [8.2.5 20 pages]
- 6. Nerrina Rd exchange Aerial Map [8.2.6 2 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. The re-alignment of part Nerrina Road, Nerrina is required due to the encroachment of private land following the construction of the road and consultation and agreement with the property owner

COMMUNITY IMPACT

2. There are no community impacts identified for the subject of this report.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. There are no climate emergency and environmental sustainability implications identified for the subject of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. There are no economic sustainability implications identified for the subject of this report.

FINANCIAL IMPLICATIONS

5. Council obtained an independent market valuation which is attached and returns that both parcels hold the same valuation. Council will be incurring all costs associated with the transaction.

LEGAL AND RISK CONSIDERATIONS

6. Council has followed the statutory process in accordance with legislation mitigating any legal risks.

HUMAN RIGHTS CONSIDERATIONS

7. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006.*

COMMUNITY CONSULTATION AND ENGAGEMENT

8. A public consultation process was conducted from 5 November 2020 to 3 December 2020. No submissions were received.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. No Council Officers who have provided advice in relation to this report have a conflict of interest regarding the matter.

m.

LOCAL GOVERNMENT ACT 1989

DEVIATION OF ROAD TOWNSHIP OF NERRINA

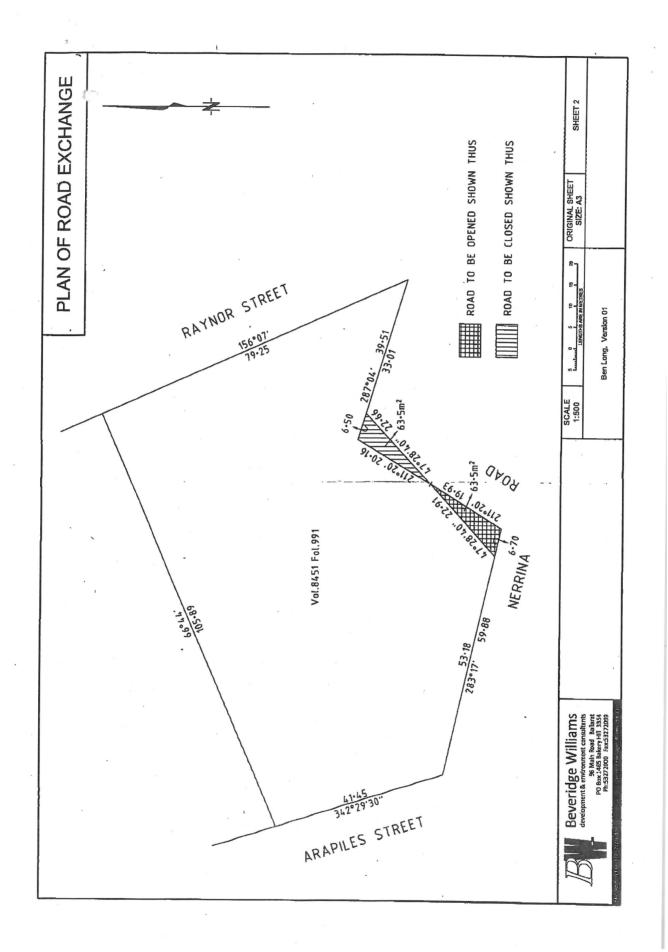
Under Clause 2(2) of Schedule 10 of the Local Government Act 1989, I consent, on behalf of the Minister for Energy, Environment and Climate Change, to the deviation of the road on crown land in the Township of Nerrina, Parish of Ballarat shown by hatching on the attached plan on to the land shown by cross-hatching on the plan which is not Crown land.

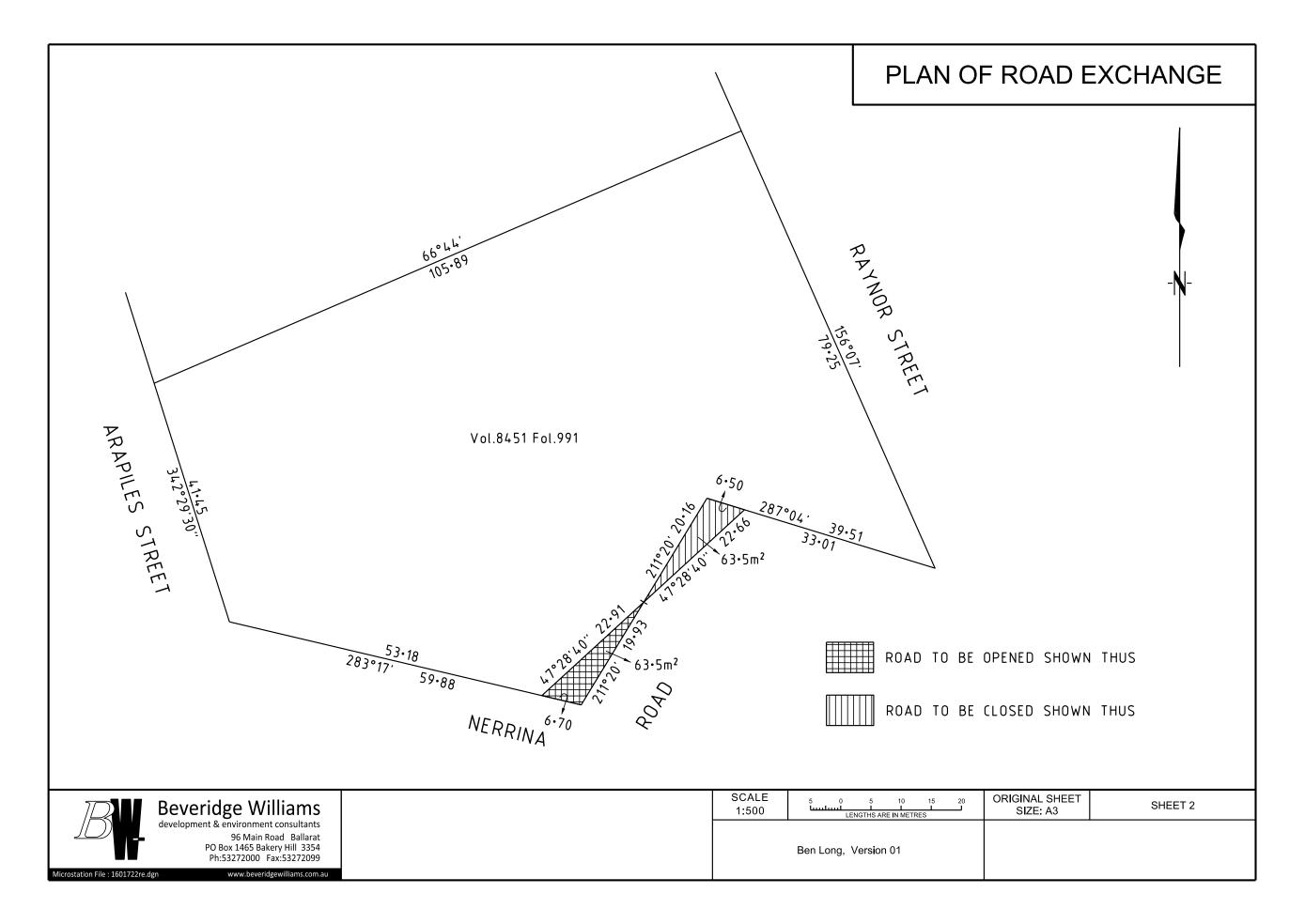
Corr: No: 0516-0031

Dated: 18.8.2017.

Grant Hull

Regional Manager Land, Planning and Approvals (As delegate of the Minister for Energy, Environment and Climate change)





NOTICE BOARD

CEO'S MESSAGE

On Sunday 8 November, Melburnians will be able to travel to regional Victoria for the first time in almost four months as the 25-kilometer travel limit will be scrapped.

For many of us in Railarst, this news will be welcomed with meat excitement and anticipation as we can now finally count down the days till we are reunited with loved ones.

The represent of the state is also a watershed moment for our city's trurism and hospitality businesses. Under new C/IVID duidelines, these businesses can now welcome people from across the state.

With the weather improving, now is the time to get out and exp what Ballarat has on offer this spring.

If you have friends and family visiting for the weekend, why not them to one of our city's wonderful tourism attractions. You could enter the work of magic and myth at Kryal Castle, feed a freeroaming kangaroo at the Ballarat Wiidlife Park, or even step back in time at the loonic Sovereign Hill.

If Loury is more your thing, why not indulge in one of our city's day spas or book in for an overnight stay at a boutique accommodation vorue

You could also delight in a meal at one our city's cates, restaurants and bers or meander through a boutique and speciality store and oet voor Christmas shooping done early.

This has been a touch year for our local businesses. But now more than ever we need to think local in everything we do. If you are not in a financial position to do this, there are many other ways you can support local businesses. You could leave them a positive review online, share or promote a business on social nedia or even just tell a friend, a neighbour, or a family member about a previous positive experience. Every little bit counts.



Janet Dage

@BallaratCityCouncil

12 Thursday 5 November 2020

C cityofballarat

NOTICES PERMIT APPLICATIONS

The responsible authority will not decide on the application before 14 November 2020

Application is Applicant for Application for a permit the permit is: Reference attected by application is for: located at: 250 Long Street, Subdivide the Dickson Hearn PLP/2020/334

plore 1 take	EAST	lots and to vary restriction (2) and restriction (3) on PS713096J by removing Lot 6 from the burdened land	19.55	

TENDERS

Tender documents can be obtained from eprocure com au/ballacatio by contacting City of Ballarat Customer Service Centre on 5320 5500

	Tender No	Tender Description	Closes N	
2	2020/21-53A	Rutal road resheet and drainage in various locations (RE-ADVERTISED)	18/11/202	
	2020/21-211	North Ballarat Netball Courts (two courts and lighting)	18/11/202	
	2020/21-15	Greenwaste processing	25/11/202	
	2020/21-221	Panel of Approved Suppliers – Sub surface storm water drain cleaning	25/11/202	

2020/21-237 Beconstruction Havelock Street 25/11/2020 (Landsborough Street to Norman

LED sports lighting (100 Lux) at 2/12/2020 2020/21-245 Royal Park, Buninyong

HAVE YOUR SAY ON THE LAKE BURRUMBEET WATERWAY BUILES The Ballarat community is invited to have their say on the new Lake

Burrumbeet waterway rules. The City of Bailarat is updating the rules that apply to all waterway users of Lake Burrumbeet. This will bring usage in line with the Maritime Safety Act 2010, improve safety on the Lake and will ensure a tairer and more enjoyable usage for all.

The rules and an interactive map have now been published on the City of Bailarat My Say website, and the community is encouraged to provide their feedback. The four-week consultation period on the rule changes will be open until Friday 27 November 2020. For more information on the project and to have your say visit mysaxballarat.vic.oov



Or email submissions to ballcity@ballarat.vic.gov.au

The pop up green space in Albert Street will return for this year's

19 November 2020 for the installation of the Ginnerheead House

and pop up green space. The road will reopen on Monday, 4

ROAD DEVIATION AND DISCONTINUANCE

Ballarat City Council declares that by this online it represes to

discontinue and deviate part of the road known as Nerrina Road, Nerrina, as shown in the marked areas on the plan below. In

accordance with section 223 of the Act, written submissions must be received by the Property Department within 28 days of this

Under Clause 2(2) of Schedule 10 of the Act, consent was obtained

on 18 August 2017 from the Minister for Energy, Environment and

submission is entitled to appear in person or by a person acting on their behalf before a committee of Council, the day, time and place

of which will be advised. Any nerson making a written submission

Council in accordance with the provisions of the Privacy and Data

resolve to deviate and discontinue the road, part of the road, or not

Any person requesting to be heard in support of their written

nder section 223 of the Act is advised that all submissi

and personal information in the submission will be handled by

Epilowing consideration of submissions, if any Council may

notice, being close of business on 3 December 2020.

Climate Change, to the proposed road deviation.

Section 2078 (2A) and Schedule 10 Clause 2 Local Government

Christmas in Ballarat campaign. Albert Street will be closed between Sturt Street and Lewis Street (south-bound) from Thursday

ROAD CLOSURE

January 2021

Act 1989 (Act)

Protection Act 2014.

Ballaral 3353

WEEKENDS

Invite your friends and family for the

perfect post-lockdown escape

TheCityofBallarat

Ballarat

🥑 @cityofballarat

to deviate and discontinue the road.

Please mail submissions to: Property Department PO Box 655

in Ballarat

Plan yours at

ballarat.vic.gov.au

imesnews@pup.com.au

visitballarat.com.au

Senior celebrations kick it up a notch

BY RUBY STALEY

AS part of Victoria's annual Seniors Festival the region's older residents will have the opportunity to celebrate during November with a series of online and COVID-safe With a focus on the mentality that 'age is a number, not a use-by date', the festival horses to include senior citizens in new ways to be active and social after months of isolation. One of Ballarat's many senior resident Jean Lupson said she's excited to get back into socialising with her friends and family and

getting involved in any of the events on offer. gding involved in any of the events on offer. "I'm not the type of person who can sit at home alone, knowing something is on, I love to go out and do it," she said. "With the COVED, it's been a petity scary year and so we deserve simulting as well, it's nice to have something to do rather than sitting

and younget and it's good to have something Ms Lupson said. to go to every year."

attend the group activity interested residents need to book a time slot by calling 5320 5771.



occurring of COVID restrictions Ms Lunson "A lot of older people stay home all alone said she's also excited to resume h and don't see anyone, I think they have groups and visiting her friends and family, offer is the Groovin' Your Way exercise to get out there and see how fastistic it is "Three socialising, went for funchyesterday and meet people their own age and have a "and even though there was only seven of us it. was just so nice to get out." she said.

conversion." was just so nice to get out," she suit. Another component of the Seniors Fostival will be a selection of phones of some of Ballarat's older residents to be displayed at atting at home and thinking there is nothing



for 24 November

2020/21 State budget on Friday. 24 November. reasurer Tim Pallas has confirmed. He said it would "kielostart an unprecedented

investment in infrastructure and services our state will need for decades to come". "This budget will continue our unprecedented

support for Victorian families and businesses, and kickstart our economic recovery from the coronavirus pandemic," Mr Pallas said in a statement.

"One success in suppressing this virus mean we are ready to reopen and rebuild, and we will invest like never before in the infrastructure and services our state needs for the future.

our sittle noots for the hunre." Earlier this month, Mr Pallas said the State Government would take advantage of the historically low cost of borrowing to repair the unprecedented damage caused to Victoria's economy by COVID-19. "We need not to pursue surplus, we need not to be

so obsessed about debt that we full to remember our principal obligation is to the wellbeing of Victorians and to use our balance sheet to protect them," he told reporters on 15 October. He said the Government would invest in social

housing and make a concerted effort to get women back to work, areas many economists said were overlooked in the Federal budget.

Work

o matter the situation, it's never OK.

There's no excuse for violence or aggression against healthcare workers. No matter the situation, it's never OK.

worksafe.vic.gov.au/itsneverok





timesnewsgroup.com.au

824

NEWS

at home and watching telly or something. "With the Seniors Festival, it's allowed us to meet so many people of the some age, older

go to every year." One of the Ballarat specific activities on offer is the Gramin' Your Way exercise Due to COVID restricted numbers, to

people, it's going to be just lovely to get out,"

conversation." "We're going up to the lake with around 50 scople, it's going to be just lovely to get out," In addition to the activities, thanks to the to do.



VRC Property Pty Ltd ABN 72 092 871 686 1st Floor, 27-31 Myers Street, Geelong VIC 3220 PO Box 3083, Waum Ponds VIC 3216 Phone: (03) 5222 6657 valuer@vrcproperty.com.au www.vrcproperty.com.au

Summary Report



Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) – Part Roadway, Nerrina Road Proposed Lot 2 (63.5 sqm) – Part 15 Arapiles Street Nerrina VIC 3350

Under Instructions from: Linda Skewes Property Officer City of Ballarat PO Box 655, Ballarat VIC 3353

> Our Reference: 4560

29th September 2020



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| Valuations | Research | Consulting |

Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Valuation Summary:

Property:	Land Exchange Proposed Lot 1 (63.5 square metres), Part Roadway, Nerrina Road, Nerrina. Proposed Lot 2 (63.5 square metres), Part Lot 1 on Plan of Subdivision 61796 (LP61796), 15 Arapiles Street, Nerrina.
Instructed By:	Linda Skewes Property Officer City of Ballarat PO Box 655, Ballarat VIC 3353
Instructions:	We have acted on written instructions from Linda Skewes of City of Ballarat dated 7 th September 2020 to assess the estimate current market value of the land only of Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm) that currently forms/adjoins 15 Arapiles Street, Nerrina for land exchange (pre-sale/pre purchase) purposes.
	 We have been specifically instructed to provide an estimate of market value of Land Only (disregarding all buildings and improvements) for: Proposed Lot 1 - 63.5 square metres (Part Roadway, Nerrina Road, Nerrina), assuming the Proposed Lot will be unrestricted freehold land (discontinued road) with General Residential 1 zone and consolidated with 15 Arapiles Street, Nerrina. Proposed Lot 2 - 63.5 square metres, (Part Lot 1 on Plan of Subdivision 61796 (LP61796), 15 Arapiles Street, Nerrina), assuming the Proposed Lot will be a public road with General Residential 1 Zone and will form part of the Roadway.
	 More specifically, we have been instructed to assume the Proposed Lot 1 and 2 to be exchanged are on the following basis: Proposed Lot 1 - 63.5 sqm of an existing road (currently forming part of Nerrina Road) will be closed and exchanged assuming it is discontinued and consolidated with the adjoining land at 15 Arapiles Street, Nerrina. Proposed Lot 2 - 63.5 square metres of land currently forming part of 15 Arapiles Street, Nerrina will become a public road (facing Nerrina Road) and will be exchanged having regard to the underlying zone. The Proposed Lots 1 & 2 will be exchanged on a "like for like" basis. Proposed Lot 1 & 2 (the land to be exchanged) is detailed on undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2. Date of valuation as at the date of inspection. Proposed Lot 1 & 2 (the land to be exchanged) will be sold/purchased with vacant possession. The Proposed Lots are vacant land only. We are to assume a cleared vacant site.
	This valuation report has been prepared for the private and confidential use only of City of Ballarat for land exchange purposes and it should not be reproduced in whole or in part or used or relied upon for any other purpose or by any other party. It is subject to the terms and conditions, assumptions, limitations, disclaimers and qualifications contained in the report and any annexures thereto. Only the client, who the report is specifically addressed, may use and rely upon the report, and only for the sole purpose as specified in the report.

Page 2 of 20

VRC Property

| Valuations | Research | Consulting |

Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

The report is not to be used or relied upon by any other person or for any other purpose. We accept no liability to third parties nor do we contemplate that this report will be relied upon by third parties. VRC Property and the Valuer accepts no liability for negligence and / or any other cause of action for any loss or damage suffered by a third party to whom the valuation report was not addressed.

No responsibility is accepted by the Valuer and/or Valuation Firm in the event that the client to which this report is specifically addressed, relies, uses and/or otherwise represents anything contained in the report for any other purpose apart from that expressly noted previously.

No responsibility is accepted by the Valuer and/or Valuation Firm to any other parties who rely, use, distribute, publish and/or otherwise represent anything contained in the report for any purpose.

This valuation has been prepared in accordance with the Valuation of Land Act 1960 and the Australian Property Institutes Practice Standards and Guidance Notes.

We confirm that the valuer does not have any pecuniary interest that would conflict with the proper valuation of the property, has the appropriate experience in the valuation of this style of property, and is legally permitted to value such property in the State of Victoria.

Basis of Valuation: This valuation has been prepared on the basis of market value, as defined within the International Valuation Standards 1 (IVS1), and endorsed by the Australian Property Institute, as:

"Market value is the estimated amount for which an asset or liability should exchange on the date of valuation between a willing buyer and a willing seller in an arm's length transaction after proper marketing wherein the parties had each acted knowledgeably, prudently and without compulsion".

Brief Description: Proposed Lot 1 - 63.5 square metres (Part Roadway, Nerrina Road, Nerrina)

Proposed Lot 1 comprises a triangular shaped part level and part sloping vacant parcel currently forming part of Nerrina Road adjoining the southern boundary of 15 Arapiles Street, Nerrina.

Proposed Lot 1 currently forms part of Nerrina Road and is partly improved with bitumen sealed roadway and concrete kerb.

Proposed Lot 2 - 63.5 square metres, (Part Lot 1 on Plan of Subdivision 61796 LP61796, 15 Arapiles Street, Nerrina)

The property at 15 Arapiles Street, Nerrina comprises an irregular shaped and moderately to steeply sloping vacant parcel located on the north eastern corner of Arapiles Street and Nerrina Road with additional rear frontage to the gravel Guineveve Street within the outer eastern Ballarat suburb of Nerrina.

The property is bisected by an underground sewerage pipeline that is not recorded on LP61796 as an easement. We have therefore assumed an unregistered implied easement exists through the middle of the property.

The highest and best use of the property is regarded to be for residential purposes and potential for future subdivision (subject to council approval), albeit with a low development density given the steep topography.

The immediate area around the 15 Arapiles Street, Nerrina comprises a mixture of established properties, new subdivision and residential developments.

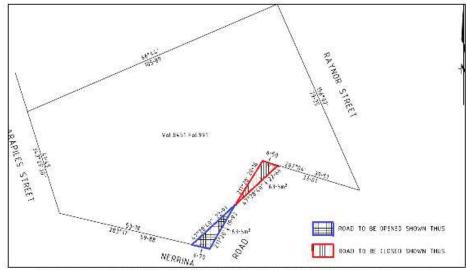


Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

The following is an extract of undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2 provided by City of Ballarat with our instructions.

Proposed Lot 1 - 63.5 sqm of an existing road (currently forming part of Nerrina Road) will be closed and exchanged assuming it is discontinued and consolidated with the adjoining land at 15 Arapiles Street, Nerrina. Proposed Lot 1 is outlined in Red below.

Proposed Lot 2 - 63.5 square metres of land currently forming part of 15 Arapiles Street, Nerrina will become a public road (facing Nerrina Road) and will be exchanged having regard to the underlying zone. Proposed Lot 2 is outlined in Blue below.



Source: undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2



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Photos of the Proposed Lots:

Proposed Lot 1 (63.5 sqm) Nerrina Road – Facing East



Proposed Lot 2 (63.5 sqm) Nerrina Road – Facing East



Proposed Lot 1 (63.5 sqm) Nerrina Road – Facing East

Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina

Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Summary Valuation Report

Land Exchange - Land Only



Proposed Lot 2 (63.5 sqm) Nerrina Road – Facing West



Location:

The Proposed Lots 1 & 2 are located within the outer eastern Ballarat suburb of Nerrina. More specifically, 15 Arapiles Street, Nerrina is located north eastern corner of Arapiles Street and Nerrina Road with additional rear frontage to the gravel Guineveve Street.

The land to be exchanged is located on the southern/eastern boundary of 15 Arapiles Street, along the Nerrina Road frontage.

Planning:

General Residential Zone – Schedule 1 (GRZ1) Vegetation Protection Overlay – Schedule 1

The property is in a designated bushfire prone area. Special bushfire construction requirements apply. Planning provisions may apply.

All or part of this property is an 'area of cultural heritage sensitivity'. 'Areas of cultural heritage sensitivity' are defined under the Aboriginal Heritage Regulations 2018, and include registered Aboriginal cultural heritage places and land form types that are generally regarded as more likely to contain Aboriginal cultural heritage.

Under the Aboriginal Heritage Regulations 2018, 'areas of cultural heritage sensitivity' are one part of a two part trigger which require a 'cultural heritage management plan' be prepared where a listed 'high impact activity' is proposed.



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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Title Particulars:

Currently the Proposed Lot 1 (63.5 sqm) does not have a separate Certificate of Title with the land appearing to have a road designation (currently forms part of a roadway called Nerrina Road).

As the property (Proposed Lot 1) is a roadway and no Certificate of Title exists, and we have not been provided with any details of a land reservation, we have assumed:

- Proposed Lot 1 is not subject to any reservations, encumbrances, caveats, notices, easements, leases nor rights of way, other than those disclosed in the report, that adversely affect the subject property. If a land reservation, encumbrance, caveat, notice, easement, lease or right of way exists on the crown land parcel (other than noted in the report), then VRC Property must be notified, and we reserve the right to review our valuation.
- Proposed Lot 1 would be consolidated with 15 Arapiles Street, Nerrina and an amended Certificate of Title prepared.
- The City of Ballarat is the administrator/registered proprietor and is authorised to deal with the sale of Proposed Lot 1.

Currently Proposed Lot 2 (63.5 sqm) does not have a separate Certificate of Title, however is legally described within Certificate of Title Volume 08451 Folio 991 described as being Lot 1 on Plan of Subdivision 61796 (LP61796) which is the title for the whole property of 15 Arapiles Street, Nerrina from which Proposed Lot 2 (63.5 sqm) will be subdivided from.

The Certificate of Title Volume 08451 Folio 991 notes the following restrictions, encumbrances, leases, etc. over the property:

 The property is bisected by an underground sewerage pipeline that is not recorded on LP61796 as an easement. We have therefore assumed an unregistered implied easement exists through the middle of the property.

We have been instructed to assume the subdivision had occurred at the date of valuation and assume the Proposed Lot 1 (63.5 sqm) notes the following Restrictions, Encumbrances, Leases, etc.:

Nil

We have been instructed to assume the subdivision had occurred at the date of valuation and assume the Proposed Lot 2 (63.5 sqm) notes the following Restrictions, Encumbrances, Leases, etc.:

Nil

Registered Proprietor: As Proposed Lot 1 (63.5 sqm) is not subject to a Certificate of Title, we are unaware of who the registered proprietor is. Given we are completing the valuation for the City of Ballarat, we have assumed that they are the registered proprietor (or administrator) and are authorised to deal with the sale of Proposed Lot 1.

Currently Proposed Lot 2 (63.5 sqm) does not have a separate Certificate of Title, however is legally described within Certificate of Title Volume 08451 Folio 991, which notes the registered proprietor as Joint Proprietors to be:

- Graeme David Draffin
- Wendy Joy Draffin



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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Land Area:	In accordance with our instructions, we have been specifically requested to provide a valuation of the land only of:
	 Proposed Lot 1 assuming a land area of 63.5 square metres.
	 Proposed Lot 2 assuming a land area of 63.5 square metres.
	If it becomes known that the land area of Proposed Lot 1 and Proposed Lot 2 is different from our instructed estimated area, the expert advice should be referred to VRC Property, and we reserve the right to review our valuation.
Occupancy Status:	We have been instructed to assume Proposed Lot 1 and Proposed Lot 1 are vacant allotments of land.
Date of Inspection:	9th September 2020
Date of Valuation:	9th September 2020
Interest Valued:	Freehold

Assumptions and Limitations

We detail the assumptions made by the valuer in performing this valuation:

- In accordance with our instructions, we have been specifically instructed to provide an estimate assessment of market value of Land Only (disregarding all buildings and improvements) for:
 - Proposed Lot 1 63.5 square metres (Part Roadway, Nerrina Road, Nerrina), assuming the Proposed Lot will be unrestricted freehold land (discontinued road) with General Residential 1 zone and consolidated with 15 Arapiles Street, Nerrina.
 - Proposed Lot 2 63.5 square metres, (Part Lot 1 on Plan of Subdivision 61796 (LP61796), 15 Arapiles Street, Nerrina), assuming the Proposed Lot will be a public road with General Residential 1 Zone and will form part of the Roadway.
- Satisfactory completion of Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm) in accordance with our instructions. VRC Property reserve the right to review and, if necessary, vary the valuation if there are changes. This valuation is an estimate only and is based on Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm) being separately titled and available for sale at the date of valuation. The estimate valuation is not to be relied upon until an approved plan of subdivision and a separate Certificate of Title has been issued for each of the Proposed Lots, and we have reviewed the approved plan of subdivision and separate Certificate of Title in order to consider any impact that has on our estimate valuation. We reserve the right to review our estimate of market value of Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm) upon the provision to the Valuer (VRC Property) of a survey plan to confirm the land area and an approved plan of subdivision and separate Certificate of Title of Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm).
- Proposed Lot 1 63.5 square metres currently has a road designation. As we are providing a current
 market valuation for pre-sale purposes, we have assumed that if the property was to be sold, City of
 Ballarat would waive their rights to use the property as a roadway and therefore the property could
 be used / developed as the new owner wishes (subject to council approval). We have assumed that
 once the roadway is discontinued, the property will be consolidated with the title of 15 Arapiles Street,
 Nerrina and will not be encumbered or affected by any easements, restrictions or leases that would
 affect the highest and best use of the property.
- Any notional sale would have the terms of ten percent (10%) deposit upon signing the contract of sale with balance payable in 60/90 days.
- The property at 15 Arapiles Street is bisected by an underground sewerage pipeline that is not recorded on LP61796 as an easement. We have therefore assumed an unregistered implied easement exists through the middle of the property.
- Market Uncertainty comes about when a market, as at the valuation date, is disrupted by current or very recent events. Such as the current COVID-19 outbreak and the change to a law or regulation which resets or disrupts a market sector. In the real estate market, such events result in significant valuation uncertainty as the only evidence available to be considered by the Valuer is to have most likely taken place before the event occurred and the impact of which was not reflected in the market evidence. The impact will not be known until the market has stabilised and a new normal is in place. We disclose our 'Significant Valuation Uncertainty' disclosure below:



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Summary Valuation Report

Land Exchange - Land Only

Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

The outbreak of the Novel Coronavirus (COVID-19) was declared as a 'Global Pandemic' by the World Health Organisation on 11 March 2020.

We have seen global financial markets and travel restrictions and recommendations being implemented by many countries, including Australia.

The real estate market is being impacted by the uncertainty that the COVID-19 outbreak has caused. Market conditions are changing daily at present. As at the date of valuation we consider that there is a significant market uncertainty.

This valuation is current at the date of valuation only. The value assessed herein may change significantly and unexpectedly over a relatively short period of time (including as a result of factors that the Valuer could not reasonably have been aware of as at the date of valuation). We do not accept responsibility or liability for any losses arising from such subsequent changes in value.

Given the valuation uncertainty noted, we recommend that the user (client) of this report review this valuation periodically.

- The Proposed Lots are vacant land and have been valued as if unencumbered by any lease and on a vacant possession basis.
- Identification of the land sufficient for valuation purposes was possible, however due to the overall shape of the property, distance of boundaries, topography and vegetation, actual dimensions could not be verified and this assessment relies on the measurements provided by undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2.
- At the date of valuation, Proposed Lot 1 (63.5 sqm) does not have a separate Certificate of Title and currently forms part of a roadway called Nerrina Road. As the property is a roadway and no Certificate of Title exists, and we have not been provided with any details of a land reservation, we have assumed:
 - Proposed Lot 1 is not subject to any reservations, encumbrances, caveats, notices, easements, leases nor rights of way, other than those disclosed in the report, that adversely affect the subject property. If a land reservation, encumbrance, caveat, notice, easement, lease or right of way exists on the crown land parcel (other than noted in the report), then VRC Property must be notified, and we reserve the right to review our valuation.
 - Proposed Lot 1 would be consolidated with 15 Arapiles Street, Nerrina and an amended Certificate of Title prepared.
 - The City of Ballarat is the administrator/registered proprietor and is authorised to deal with the sale of Proposed Lot 1.
- At the date of valuation, the Proposed Lot 2 (63.5 sqm) is assumed to be subdivided from Certificate
 of Title Volume 08451 Folio 991 described as being Lot 1 on Plan of Subdivision 61796 (LP61796).
 We have assumed:
 - The property is not subject to any reservations, encumbrances, caveats, notices, easements, leases nor rights of way, other than those disclosed in the report, that adversely affect the subject property. If a land reservation, encumbrance, caveat, notice, easement, leases or right of way exists on the land parcel (other than noted in the report), then VRC Property must be notified, and we reserve the right to review our valuation.
 The property would be purchased with a Certificate of Title being prepared.
- This report is not a site survey and no advice is given in any way relating to survey matters. Any
 comments given in relation to the property are not given in the capacity as an expert, however, are
 based on our inspection of the property and review of the Plan of Subdivision 61796 (LP61796) and
 undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File:
 1601722re.dgn Version 01 Sheet 2. If there is any doubt in respect of survey matters, we recommend
 that a check survey be undertaken by a qualified surveyor. We reserve the right to review our
 valuation.
- This valuation is subject to there being no encroachments by or upon the property and this should be confirmed by a current survey and / or advice from a registered surveyor. Should the Client subsequently ascertain that areas referred to in the valuation report differ from other information provided to the Client, the Client agree to refer the valuation back to Valuer for comments and, where appropriate, amendment.
- We have not been provided with any native vegetation assessment reports and therefore we assume that the property is free of native vegetation. In the event that native vegetation or protected fauna habitat or rare/threatened flora species is identified on-site, we reserve the right to review our valuation.

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Summary Valuation Report

Land Exchange – Land Only

Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

- No soil tests nor environmental studies or reports have been made available to us. Our assessment of value is completed on the assumption that there are no environmental problems in any way affecting the subject property, including soil contamination, surface or sub surface conditions, toxic or hazardous wastes or building material hazardous in the property that may adversely affect its existing or potential use and our assessment of value. Should it subsequently transpire that an expert report establishes that there are such matters of environmental concern, or such matters become known or discovered, no reliance should be placed on our assessment of value unless we have been advised of such matters and we have confirmed that our assessment of value is not affected. We reserve the right to review this assessment of value to determine the impact such environmental matters has on the property and our assessment of value.
- VRC Property does not carry out investigations on site in order to determine the suitability of ground conditions and services for new developments.
- Any valuation cannot be viewed as taxation, legal, accounting or financial investment advice. We are
 not legal, taxation, accounting or financial/investment experts, and any comments in our valuation
 are not given in the capacity as an expert in these areas. We recommend that you should engage
 appropriate legal, taxation, accounting and financial/investment experts to obtain qualified advice.
- The valuation is determined upon the property information, title information and information supplied by City of Ballarat is correct and full disclosure of all information and facts and expert advice which may affect the valuation has been made to us.
- The valuation cannot be used or relied upon by any person for mortgage purposes, solicitor loan
 purposes or in connection with any managed investment scheme purposes. VRC Property does not
 assume any responsibility or accept any liability where the valuation is used or relied upon by any
 person for mortgage purposes, solicitor loan purposes or in connection with any managed investment
 scheme purposes.
- This valuation has been prepared on the assumptions outlined in the 'Qualifications & Disclaimers' section at the end of this report.

We detail the assumptions imposed by the client (City of Ballarat) or limitations imposed on the valuer in performing this valuation:

- We have been specifically instructed to provide an estimate of market value of Land Only (disregarding all buildings and improvements) for:
 - Proposed Lot 1 63.5 square metres (Part Roadway, Nerrina Road, Nerrina), assuming the Proposed Lot will be unrestricted freehold land (discontinued road) with General Residential 1 zone and consolidated with 15 Arapiles Street, Nerrina.
 - Proposed Lot 2 63.5 square metres, (Part Lot 1 on Plan of Subdivision 61796 (LP61796), 15 Arapiles Street, Nerrina), assuming the Proposed Lot will be a public road with General Residential 1 Zone and will form part of the Roadway.
- More specifically, we have been instructed to assume the Proposed Lot 1 and 2 to be exchanged are on the following basis:
 - Proposed Lot 1 63.5 sqm of an existing road (currently forming part of Nerrina Road) will be closed and exchanged assuming it is discontinued and consolidated with the adjoining land at 15 Arapiles Street, Nerrina.
 - Proposed Lot 2 63.5 square metres of land currently forming part of 15 Arapiles Street, Nerrina will become a public road (facing Nerrina Road) and will be exchanged having regard to the underlying zone.
 - The Proposed Lots 1 & 2 will be exchanged on a "like for like" basis.
 - Proposed Lot 1 & 2 (the land to be exchanged) is detailed on undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2.
 - o Date of valuation as at the date of inspection.
 - Proposed Lot 1 & 2 (the land to be exchanged) will be sold/purchased with vacant possession.
 - The Proposed Lots are vacant land only. We are to assume a cleared vacant site.





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Summary Valuation Report

Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Sales Analysis:

In forming our opinion of value of the underlying land applicable to 15 Arapiles Street, Nerrina, we have had regard to the following sales transactions of General Residential 1 zoned parcels in Nerrina.

Our analysis has been based on various sources of information. While we believe the information to be accurate, not all details have been formally verified. Kerbside inspections have been completed of the comparable sales.

Address	Sale Price	Sale Date	Land Area Rate	Comments		
129-131 Arapiles Street, Nerrina	\$250,000	Dec 2017	2,854 sqm \$88/sqm	The property comprises an irregular shaped cleared and sloping vacant parcel located on the southern side of an unmade section of Arapiles Street in close proximity to the Proposed Lots.		
				The property has very poor vehicular access.		
6 Andrews Court, Nerrina	\$290,000	May 2020	1,195 sqm	The property comprises an irregular shaped elevated and gently sloping vacant parcel located on the northern side of		
The state of the s			\$243/sqm	the Andrews Court bowl in close proximity to the Proposed Lots		
210 Nerrina Road, Nerrina	\$295,000	Apr 2019	1,041 sqm	The property comprises a slightly irregular shaped elevated and gently sloping vacant parcel located on the eastern side		
			\$283/sqm	of Nerrina Road in close proximity to the Proposed Lots.		
10 Lofven Street, Nerrina	\$370,000	Jul 2019	2,698 sqm	The property comprises an irregular shaped undulating parcel with creek along the narrow frontage of the property		
			\$137/sqm	that has now been filled. The property is largely cleared with rear frontage to a creek.		



8.2.5

VRC Property

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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Valuation Rationale:

In forming our opinion of value of the land to be exchanged, we have used the Direct Comparison approach, as our primary method of valuation utilising a unit of measure of rate per square metre of land. The International Valuation Guidance Note No 1, and endorsed by the Australian Property Institute states that the direct comparison technique for land valuation involves direct comparison of the property with similar land parcels for which actual data on recent market transactions are available.

The Direct Comparison method is used to arrive at the underlying land value that would be applicable to the property at 15 Arapiles Street, Nerrina as a residential development site and applying the adopted land value rate to the land to be exchanged.

In adopting a land value rate to apply to the land to be exchanged, the following elements have been central in our deliberations:

- We have been specifically instructed to provide an estimate of market value of Land Only (disregarding all buildings and improvements) for:
 - Proposed Lot 1 63.5 square metres (Part Roadway, Nerrina Road, Nerrina), assuming the Proposed Lot will be unrestricted freehold land (discontinued road) with General Residential 1 zone and consolidated with 15 Arapiles Street, Nerrina.
 - Proposed Lot 2 63.5 square metres, (Part Lot 1 on Plan of Subdivision 61796 (LP61796), 15 Arapiles Street, Nerrina), assuming the Proposed Lot will be a public road with General Residential 1 Zone and will form part of the Roadway.
- More specifically, we have been instructed to assume the Proposed Lot 1 and 2 to be exchanged are on the following basis:
 - Proposed Lot 1 63.5 sqm of an existing road (currently forming part of Nerrina Road) will be closed and exchanged assuming it is discontinued and consolidated with the adjoining land at 15 Arapiles Street, Nerrina.
 - Proposed Lot 2 63.5 square metres of land currently forming part of 15 Arapiles Street, Nerrina will become a public road (facing Nerrina Road) and will be exchanged having regard to the underlying zone.
 - The Proposed Lots 1 & 2 will be exchanged on a "like for like" basis.
 - Proposed Lot 1 & 2 (the land to be exchanged) is detailed on undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2.
 - o Date of valuation as at the date of inspection.
 - Proposed Lot 1 & 2 (the land to be exchanged) will be sold/purchased with vacant possession.
 - o The Proposed Lots are vacant land only. We are to assume a cleared vacant site.
 - The property at 15 Arapiles Street, Nerrina:
 - Comprises an irregular shaped and moderately to steeply sloping vacant parcel located on the north eastern corner of Arapiles Street and Nerrina Road with additional rear frontage to the gravel Guineveve Street within the outer eastern Ballarat suburb of Nerrina.
 - Is bisected by an underground sewerage pipeline that is not recorded on LP61796 as an easement. We have therefore an unregistered implied easement exists through the middle of the property.
- The highest and best use of 15 Arapiles Street, Nerrina is regarded to be for residential purposes and potential for future subdivision (subject to council approval), albeit with a low development density given the steep topography.
- The area around 15 Arapiles Street, Nerrina comprises a mixture of established properties, new subdivision and residential developments.
- The property at 15 Arapiles Street, Nerrina is zoned General Residential 1and is subject to a Vegetation Protection Overlay – Schedule 1.
- All or part of this property at 15 Arapiles Street, Nerrina is an 'area of cultural heritage sensitivity'. 'Areas of cultural heritage sensitivity' are defined under the Aboriginal Heritage Regulations 2018, and include registered Aboriginal cultural heritage places and land form types that are generally regarded as more likely to contain Aboriginal cultural heritage. Under the Aboriginal Heritage Regulations 2018, 'areas of cultural heritage sensitivity' are one part of a two part trigger which require a 'cultural heritage management plan' be prepared where a listed 'high impact activity' is proposed.



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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

- The property at 15 Arapiles Street, Nerrina is in a designated bushfire prone area. Special bushfire construction requirements apply. Planning provisions may apply.
- The sales evidence within the immediate area of 15 Arapiles Street, Nerrina is regarded to be the most comparable however the sales vary considerably in size and land area.
 - The sale of 129-131 Arapiles Street, Nerrina is a smaller property that sold for \$250,000 (\$88/sqm) in a similar location however without constructed road access. Therefore considered far inferior on a land value rate basis.
 - The sale of 10 Lofven Street, Nerrina provides the bench comparison to 15 Arapiles Street, Nerrina and the land to be exchange. The sale shows \$137 per square metre but is smaller in size with far inferior road frontage and access. Regarded as superior on a land value rate basis.
 - The sales of 6 Andrews Court and 210 Nerrina Road sold for \$290,000 and \$295,000 respectively showing a land value rate of \$243 to \$283 per square metre. Both are regarded as far superior on a land value rate basis.

After careful consideration of the above mentioned factors, we regard the most likely land value rate for the land at 15 Arapiles Street, Nerrina and the land to be exchanged of Proposed Lot 1 and Proposed Lot 2 to be between \$100 and \$125 per square metre and given the topography, we have adopted the lower end of the range.

We have applied the adopted land value rate of \$100 per square metre across the land to be exchanged Proposed Lot 1 of 63.5 square metres, which equates to \$6,350, which we have rounded to \$6,300.

We summarise our estimate calculation as follows:

Assuming F consolid	Virect Comparison A Proposed Lot 1 (63. Part of roadway to be ated with 15 Arapiles th General Resident	5 sqm) e discontinued and s Street, Nerrina)
Land Area:	63.5 sqm	@ \$100/sqm	\$6,350
Adopt Estimate:			\$6,300

Having regard to market practice, our valuation has been assessed exclusive of GST.

We have applied the adopted land value rate of \$100 per square metre across the land to be exchanged Proposed Lot 2 of 63.5 square metres, which equates to \$6,350 per, which we have rounded to \$6,300.

We summarise our estimate calculation as follows:

	Direct Comparison A Proposed Lot 2 (63. ming Part 15 Arapiles Land to become a put With General Resident	5 sqm) Street, Nerrina olic road	
Land Area:	63.5 sqm	@ \$100/sqm	\$6,350
Adopt Estimate:			\$6,300

Having regard to market practice, our valuation has been assessed exclusive of GST.

Important Notes:

This valuation is an estimate only and is based on Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm) being separately titled and available for sale at the date of valuation. The estimate valuation is not to be relied upon until an approved plan of subdivision and a separate Certificate of Title has been issued for each of the Proposed Lots, and we have reviewed the approved plan of subdivision and separate Certificate of Title has been issued for each of the Proposed Lots, and we have reviewed the approved plan of subdivision and separate Certificate of Title for each Proposed Lot in order to consider any impact that has on our estimate valuation. We reserve the right to review our estimate of market value of Proposed Lot (63.5 sqm) and Proposed Lot (63.5 sqm) upon the provision to the Valuer (VRC Property) of a survey plan to confirm the land area and an approved plan of subdivision and separate Certificate of Title of Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm).

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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Estimate of Valuation:

Proposed Lot 1 (63.5 sqm) – Land Only

After careful consideration and subject to the overriding stipulations contained within the body of this report, I advise the estimate market value of Proposed Lot 1 of 63.5 sqm that currently forms part of Nerrina Road (as detailed on undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2) assuming unrestricted freehold (discontinued road), zoned General Residential 1 and consolidated with the adjoining land at 15 Arapiles Street, Nerrina as at 9th September 2020 to be:

\$6,300

(SIX THOUSAND THREE HUNDRED DOLLARS)

Proposed Lot 2 (63.5 sqm) - Land Only

After careful consideration and subject to the overriding stipulations contained within the body of this report, I advise the estimate market value of Proposed Lot 2 of 63.5 sqm that currently forms part of 15 Arapiles Street, Nerrina (as detailed on undated Plan of Road Exchange prepared by Ben Long of Beveridge Williams Microstation File: 1601722re.dgn Version 01 Sheet 2) assuming a General Residential 1 zone and it will become a public road (facing Nerrina Road) as at 9th September 2020 to be:

\$6,300

(SIX THOUSAND THREE HUNDRED DOLLARS)

Having regard to market practice, our valuation has been assessed exclusive of GST.

Important Notes:

This valuation is an estimate only and is based on the Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm) being separately titled and available for sale at the date of valuation. The estimate valuation is not to be relied upon until an approved plan of subdivision and a separate Certificate of Title has been issued for each of the Proposed Lots, and we have reviewed the approved plan of subdivision and separate Certificate of Title has been issued for reserve the right to review our estimate of market value of Proposed Lot (63.5 sqm) and Proposed Lot (63.5 sqm) upon the provision to the Valuer (VRC Property) of a survey plan to confirm the land area and an approved plan of subdivision and separate Certificate of Title of Proposed Lot 1 (63.5 sqm) and Proposed Lot 2 (63.5 sqm).

The real estate market is being impacted by the uncertainty that the COVID-19 outbreak has caused. Market conditions are changing daily at present. As at the date of valuation we consider that there is a significant market uncertainty. This valuation is current at the date of valuation only. The value assessed herein may change significantly and unexpectedly over a relatively short period of time (including as a result of factors that the Valuer could not reasonably have been aware of as at the date of valuation). We do not accept responsibility or liability for any losses arising from such subsequent changes in value. Given the valuation uncertainty noted, we recommend that the user (client) of this report review this valuation periodically in order to consider any impact that has on our valuation.

We have included a Significant Valuation Uncertainty Disclosure in our valuation report. This valuation is subject to the terms and conditions, assumptions, limitations, qualifications and disclaimers contained in this valuation report and any annexures thereto.

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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Qualifications & Disclaimers:

Significant Valuation Uncertainty Disclosure	The outbreak of the Novel Coronavirus (COVID-19) was declared as a 'Global Pandemic' by the World Health Organisation on 11 March 2020. We have seen global financial markets and travel restrictions and recommendations being implemented by many countries, including Australia. The real estate market is being impacted by the uncertainty that the COVID-19 outbreak has caused. Market conditions are changing daily at present. As at the date of valuation we consider that there is a market uncertainty resulting in significant valuation uncertainty. This valuation is current at the date of valuation only. The value assessed herein may change significantly and unexpectedly over a relatively short period of time (including as a result of factors that the Valuer could not reasonably have been aware of as at the date of valuation). We do not accept responsibility or liability for any losses arising from such subsequent changes in value. Given the valuation uncertainty noted, we recommend that the user(client) of this report review this valuation periodically.
COVID-19 Valuation Protocols and Inspection	 We have conducted a full inspection of the property. The client agrees to have VRC Property undertake the valuation pursuant to the Valuation Protocols and the client agrees: To have received a copy of the Valuation Protocols and are aware of the extent and limitations of a report undertaken by VRC Property under the Valuation protocols; and It will not convey a Report prepared by VRC Property under this Crisis Protocol or any part of it to the any Third Parties and will only use and rely upon it for the purposes in which it was instructed.
Market Movement Clause	This valuation is current at the date of valuation only. The value assessed herein may change significantly and unexpectedly over a relatively short period of time (including as a result of general market movements or factors specific to the particular property). We do not accept liability for losses arising from such subsequent changes in value. Without limiting the generality of the above comment, we do not assume any responsibility or accept any liability where this valuation is relied upon after the expiration of 3 months from the date of the valuation, or such earlier date if you become aware of any factors that have any effect on the valuation.
No Financial Interest	We certify that the Valuer and/or the valuation firm does not have any direct, indirect or financial interest in the property or client described in this report.
Third Party Disclaimer	This valuation has been prepared on specific instructions from City of Ballarat for land exchange purposes. It is subject to the terms and conditions, assumptions and limitation, disclaimers and qualifications contained in the report and any annexures thereto. Only the client, who the report is specifically addressed, may rely upon the report, and only for the sole purpose as specified in the report.
	The report is not to be relied upon by any other person or for any other purpose. VRC Property Pty Ltd (VRC Property) and the Valuer accept no liability to third parties nor do we contemplate that this report will be relied upon by third parties. VRC Property and the Valuer accept no liability for negligence and/or any other cause of action for any loss or damage suffered by a third party to whom the valuation report was not addressed.
	The report has been prepared for the private and confidential use only of City of Ballarat for land exchange purposes and it should not be reproduced in whole or in part or relied upon for any other purpose or by any other party.
	No responsibility is accepted by the Valuer and/or Valuation Firm in the event that the client to which this report is specifically addressed, relies, uses and/or otherwise represents anything contained in the report for any other purpose apart from that expressly noted previously.
	No responsibility is accepted by the Valuer and/or Valuation Firm to any other parties who rely, use, distribute, publish and/or otherwise represent anything contained in the report for any purpose.
No Assignment of Valuations	VRC Property does not assign valuations.

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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sgm) Part Roadway, Nerrina Road, Nerrina

Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Mortgage, Solicitor Loans and Managed Investment Schemes Clauses

- This valuation report is NOT to be used or relied upon by any person for the purpose of;
 Mortgage purposes. This includes any use:
 For or on behalf of any person or entity lending money by way of loan or involved
 - in the making of any loan; or
 - For which responsibility is accepted to any person or entity lending money by way of a loan or involved in the making of any loan.
 - · Solicitor Loan purposes. This includes any use:
 - For or on behalf of a Solicitor Lender or any person lending money through a Solicitor Lender, or
 - For which responsibility is accepted to any Solicitor Lender or any person lending money through a Solicitor Lender; or
 - For any solicitor's mortgage facility or any loan or mortgage arranged on behalf of a solicitor's mortgage facility;
 - Managed Investment Scheme purposes. This includes any use in connection with any Managed Investment Scheme, as defined under section 9 of the Corporations Act 2001 (Cth) which;
 - o has as its prime or substantial purpose, the provision of tax benefits to investors; or
 - is involved in any form of direct or indirect investment in primary production (including property used for primary production).

This valuation report has been made on the understanding that the valuation is not used or relied upon by any person for mortgage purposes, solicitor loan purposes or in connection with any managed investment scheme purposes. We do not assume any responsibility or accept any liability where this valuation is used or relied upon by any person for mortgage purposes, solicitor loan purposes or in connection with any managed investment scheme purposes.

Assumption Disclaimer Our valuation is provided by way of a valuation report. The valuation is subject to the terms and conditions (as per agreed Terms of Engagement) and the assumptions, limitations, qualifications and disclaimers contained in this valuation report.

The client understands and acknowledges that the valuation is made on the basis of specific assumptions and qualifications as outlined in the valuation report, and will depend on the property and the circumstances of the property being valued. The client agrees to satisfy his/herself in respect of such assumed or qualified matters prior to relying upon the valuation report. The client acknowledges that the Valuer does not warrant or represent that any assumed or qualified matter is accurate or correct. It is the clients' sole responsibility to request clarity and/or confirmation of the qualification(s) and assumption(s) referred to in the valuation report before reliance upon the valued assessed or any part of the valuation (report) for any purpose. Such request must be made in writing to the Valuer.

The client understands that if the assumptions we have made or relied on are circumstances that do not eventuate or are later found to be inaccurate, the valuation may be materially affected. The client agrees to bear the risk in relation to any loss should this occur.

Should the client be aware of any information, or matters become known or discovered, or should it subsequently transpire that expert advice establishes information, which differs from assumptions made or relied on or information referred to in this valuation report, no reliance should be placed on this valuation report (including the value assessed herein) unless VRC Property has been advised of such information/matters in writing and we have confirmed that this valuation (including the value assessed herein) is not affected. The client agrees to provide this information in writing to VRC Property and refer the valuation report back to the Valuer (along with any information) for comments and amendment, if needed. We reserve the right to review this valuation in the event that information or expert advice differs from assumptions made or information referred to in the valuation report to determine the impact such matters has on the property and the valuation (and assessment of value).

The report may provide restricted or limited comment on a range of matters primarily to draw your attention to aspects that require information and/or advice from experts. These may be in specialist areas where the valuer often will have some knowledge but in which the valuer is either not an expert or is not permitted under some act or regulation, to express a definitive opinion. The comments could note some observed condition or indication of a possible problem area. You acknowledge and understand the valuers are not experts in these specialist areas and the comments should be taken as indicative only and not definitive on the particular matter, and may lead to our recommendations for expert advice/report from such experts in these matters.



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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Entire Report Disclaimer	You agree to engage appropriate professionals to advise on matters of concern for the property. If expert advice is sought in these matters, or if you are aware of any such matters of concern, you agree to provide this information in writing to VRC Property and refer the valuation report back to VRC Property (along with the expert advice) for comments and amendment, if needed. VRC Property reserve the right to review the valuation in the event that expert advice differs from assumptions made or information referred to in the valuation report to determine the impact such matters has on the property and the valuation (and assessment of value). This valuation report should be read in its entirety, including all Annexures, assumptions, limitations, qualifications and disclaimers' contained in the valuation report.
Copying or Publication of Report	This report has been made only for the purpose stated and shall not be used or relied upon for any other purpose or by any other person. The client is not authorised to provide this valuation report to any third party, for any reason. Neither this report nor any portions thereof (including without limitation any conclusions as to value, the identity of VRC Property or any individuals signing or associated with this report, or the professional associations or organisations with which they are affiliated) shall be disseminated to third parties by any means.
	This valuation report (and the value assessed herein) is to be kept confidential. Neither the whole nor any part of any valuation report may be reproduced, copied nor included in any document, circular or statement. VRC Property does not consent to any valuation report in whole nor any part being copied or published on the internet, social media, cloud or any other computer system by any means.
Full Disclosure of Information by Client Disclaimer	This valuation has been prepared on the basis that full disclosure of all information and facts which may affect the valuation has been made to us, to enable us to properly perform the valuation. We do not accept any liability or responsibility whatsoever for the valuation if full disclosure has not been made.
	This valuation assumes the instructions and information supplied has been provided honestly and in good faith. We do not accept responsibility for any consequential error or defect in the valuation which has resulted from any error, omission or inaccuracy in data or information supplied by the client or its officers and agents.
Information Availability	This valuation is based on information reasonably available to the Valuer as at the date of valuation in accordance with usual valuation practices. By reason of the operation of privacy laws, the Valuers' enquiries in respect of recent transactions have been constrained. Accordingly, the Valuer may not have had access to information on recent transactions which have not yet been published in information sources available to the Valuer. In the event that other transactions have taken place, knowledge of those transactions may affect the opinion expressed by the Valuer.
	Information furnished by others, upon which all or portions of this report are based, is believed to be reliable but has not been verified in all cases. We do not accept any responsibility for any consequential error or defect in the valuation which has resulted from an error, omission or inaccuracy in this information. No warranty is given as to the accuracy of such information.
	This valuation is completed on the basis of information provided to us by various third parties. We reserve the right to review and amend this valuation should there be any revision or change to any provided information utilised in the undertaking of this valuation.
Market Conditions Disclaimer	No responsibility is taken for changes in market conditions and no obligation is assumed to revise this report to reflect events or conditions which occur subsequent to the date of valuation. The client accepts the risks associated with market movement after the date of the valuation, including without limitation, any fall in market value of the subject property.
Structural Condition Disclaimer	The Valuer is not a building construction or structural expert and is therefore unable to certify the structural soundness of the improvements. We recommend the client of this report should make their own enquiries.
	VRC Property does not carry out structural surveys of buildings or improvements nor testing of building services. VRC Property is not able to give any assurance that a property (including building services) is free from defect. This report is on the basis that no impediment including timber infestation, structural deficiencies, concrete cancer and the like, which could only be known following such survey, exists.

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Disclaimer

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Summary Valuation Report Land Exchange - Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

Unless otherwise stated, this report assumes the building and all improvements to the property are structurally sound (and that no impediment including timber infestation, structural deficiencies, concrete cancer and the like exists) and comply with the terms and conditions of all relevant statutory and other authorities. Furthermore, the building services are assumed to be comply with applicable codes, satisfactorily maintained and in good working condition.

The client should engage appropriate professionals to advise on structural soundness and state of services. If expert advice is sought in this regard and establishes that there are matters of structural soundness and state of services concern, or such matters become known or discovered, no reliance should be placed on the valuation (and assessment of value) unless VRC Property have been advised of such matters in writing and VRC Property have confirmed that the valuation and assessment of value is not affected. The client agrees to provide this information in writing to VRC Property and refer the valuation report back to VRC Property (along with the expert advice) for comments and amendment, if needed. VRC Property reserve the right to review the valuation to determine the impact such matters has on the property and the valuation (and assessment of value).

Compliance A Certificate of Compliance has not been sighted and accordingly, our assessment is subject to the building, complying in all material respects with any restrictive covenants affecting the site and has been built, is occupied and being operated, in all material respects, in compliance with all requirements of law, including all zoning, land use classification, building, planning, fire and health bylaws (including asbestos), rules, regulations, orders and codes of all authorities and that there are no outstanding requisitions. Our assessment is also subject to full compliance with all Occupational Health and Safety Legislation as well as compliance with all Essential Maintenance legislation.

> Full compliance with all applicable federal, state and local zoning, use, environmental and similar laws and regulations including relevant building codes is assumed, unless otherwise stated.

> It is assumed that all required licences, certificates of occupancy, consents, or other legislative or administrative authority from any local, state or national government or private entity or organisation have been or can be obtained or renewed for any use on which the value contained in this report is based.

Responsible ownership and competent property management are assumed.

If expert advice is sought in this regard and establishes that there are matters of compliance concern, or such matters become known or discovered, no reliance should be placed on the valuation (and assessment of value) unless VRC Property have been advised of such matters in writing and VRC Property have confirmed that the valuation and assessment of value is not affected. The client agrees to provide this information in writing to VRC Property and refer the valuation report back to VRC Property (along with the expert advice) for comments and amendment, if needed. VRC Property reserve the right to review the valuation to determine the impact such matters has on the property and the valuation (and assessment of value).

We have assumed that the title information is correct. No investigation has been made of and no Title Disclaimer responsibility is assumed for, the legal description or for legal matters, including the title or encumbrances. Title to the property is assumed to be good and marketable unless otherwise stated.

> We have assumed there are no reservations, encroachments, encumbrances, caveats, notices, easements, leases nor rights of way, other than those disclosed in the report, that adversely affect the property. If a reservation, encroachment, encumbrance, caveat, notice, easement, lease or right of way exists on the land (other than noted in the report), or if there are errors known on the title information, then VRC Property must be notified, and we reserve the right to review our valuation.

Native Title Disclaimer

No expert advice or reports were provided or been made available to us in regards to native title. We take this opportunity to advise that VRC Property Pty Ltd are not experts in native title or the property rights and interests there from and will not be liable nor responsible for failure to identify all matters and the impact which native title issues has on the property and its value. The client should engage appropriate professionals to advise on this area. If expert advice is sought in this regard, the expert advice should be referred to VRC Property, and we reserve the right to review our valuation.

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	Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina
Liens Disclaimer	We have disregarded the presence of any mortgage or other financial liens pertaining to the property.
Planning Disclaimer	The planning information contained in this report has been obtained from the Department of Environment, Land, Water and Planning website. We have relied upon this information in assessing the value of the subject property. We do not accept responsibility for any consequential error or defect in the valuation which has resulted from an error, omission or inaccuracy in this information.
	We have not sighted a current planning certificate for the subject property. Should the client require confirmation of planning information, we recommend the client applies to the relevant authorities to obtain a current planning certificate. If expert advice is sought in this regard, the expert advice should be referred to VRC Property, and we reserve the right to review our valuation.
Flooding Disclaimer	The flooding information (if applicable) contained in this report has been obtained from the Vicplan website. We have not verified, nor do we make any representation as to the accuracy and currency of the flood mapping information. We do not accept responsibility for any consequential error or defect in the valuation which has resulted from an error, omission or inaccuracy in this information.
	The client acknowledges and understands the valuers are not experts in flooding. In relying on this valuation, the client agrees to take on the risk that the information may turn out to be different. To address the risk the flood mapping information may turn out to be different, or if there is any doubt in this regard, we recommend the client should obtain the opinion of an independent consultant. If expert advice is sought in this regard, the expert advice should be referred to VRC Property, and we reserve the right to review this valuation.
Land and Building Area Disclaimer	Identification of the land sufficient for valuation purposes was possible, however due to the overall shape of the property, distance of boundaries, topography, vegetation and buildings (ii applicable), actual dimensions could not be verified and this assessment relies on the land measurements provided by Certificate of Title plan/s and/or public records.
	Maps or sketches, if included in this report, are only to assist the reader in visualising the property and no responsibility is assumed for their accuracy. No independent surveys were conducted.
	All land areas, building areas and lettable areas referred to in the valuation report are approximate. Should the client subsequently ascertain that areas referred to in the valuation report differ from other information provided to the client, the client agrees to provide this information to the Valuer/ VRC Property and refer the valuation back to VRC Property for comments and where appropriate, amendment. We reserve the right to review this valuation in the event that surveyed areas differs from those areas referred to in the valuation report.
Survey Disclaimer	This report is not a site survey and no advice is given in any way relating to survey matters. Any comments given in relation to the property are not given in the capacity as an expert, however are based on our inspection of the property and review of Certificate of Title plan/s
	A current survey has not been sighted and this valuation is subject to there being not encroachments by or upon the property and this should be confirmed by a current survey and or advice from a registered surveyor.
	If there is any doubt in respect of survey matters, we recommend that a check survey be undertaken by a qualified surveyor. If expert advice is sought in this regard, the expert advice should be referred to VRC Property, and we reserve the right to review this valuation.
Environmental Disclaimer	This report is not an environmental audit and no advice is given in any way relating to environmental matters. Any comments given as to environmental factors in relation to the property are not given in the capacity as an expert.
	We take this opportunity to advise that VRC Property Pty Ltd are not environmental auditors and will not be liable nor responsible for failure to identify all matters of environmental concern and the impact which an environmental related issue has on the property and its value. We recommend the client should engage appropriate environmental consultants to seek professional advice in this regard.

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Summary Valuation Report

Land Exchange – Land Only

Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

No soil tests nor environmental studies or reports have been made available to us. Our valuation is completed on the assumption that there are no environmental problems in any way affecting the subject property, including soil contamination, surface or sub surface conditions, toxic or hazardous wastes or building material hazardous in the property that may adversely affect its existing or potential use and our assessment of value. Should it subsequently transpire that an expert report establishes that there are such matters of environmental concern, or such matters become known or discovered, no reliance should be placed on our assessment of value unless we have been advised of such matters and we have confirmed that our assessment of value is not affected. We reserve the right to review this valuation to determine the impact such environmental matters has on the property and our assessment of value.

No soil analysis or geological studies were ordered or made in conjunction with this report.

The client acknowledges and recognises that VRC Property is not an expert in identifying environmental hazards and compliance requirements affecting properties. VRC Property does not have the expertise to be able to prepare an environmental audit report and any valuation report by VRC Property will not in any way constitute an environmental audit. Any comments given as to environmental factors in relation to the property are not given in the capacity as an expert. VRC Property will not be liable nor responsible for failure to identify all such matters of environmental concern and the impact which an environmental related issue has on the property and its value including loss arising from;

- i. site contamination;
- ii. the non-compliance with any environmental laws; or
- costs associated with the clean-up of a property in which an environmental hazard has been recognised, including action by the Environmental Protection Authority to recover clean-up costs pursuant to the Environmental Protection Act.

VRC Property does not carry out investigations on site or by enquiry to determine whether any building was constructed or altered using hazardous materials (eg. asbestos). The client should engage appropriate professionals to advise on the existence and state of such material.

We must point out that we are not experts in this area and therefore, in the absence of an environmental consultant's report concerning the presence of any asbestos fibre within the subject property, this valuation is made on the assumption that there is no health risk from asbestos within the property. Should it subsequently transpire that an expert report establishes that there is an asbestos related health risk and/or repairs, removal, remediation of asbestos is known to be required in the foreseeable future, we reserve the right to review this valuation.

VRC Property does not carry out any investigations on site or off site or by enquiry to determine the ground/soil beneath the surface or undertaken any vegetation or soil sampling. This report is on the basis that no contamination of the land exists. The client should engage appropriate professionals to advise in this regard.

VRC Property does not carry out investigations on site in order to determine the suitability of ground conditions and services for new developments. This report is on the basis that these aspects are satisfactory and that where development is proposed, no extraordinary expense or delays will be incurred during the construction period.

If expert advice is sought in this regard and establishes that there is site contamination and/or matters of environment concern, or such matters become known or discovered, no reliance should be placed on the valuation (and assessment of value) unless VRC Property have been advised of such matters in writing and VRC Property have confirmed that the valuation and assessment of value is not affected. The client agrees to provide this information in writing to VRC Property and refer the valuation report back to VRC Property (along with the expert advice) for comments and amendment, if needed. VRC Property reserve the right to review the valuation to determine the impact such matters has on the property and the valuation (and assessment of value).

Native Vegetation Disclaimer We have not been provided with any native vegetation assessment reports nor any information regarding native vegetation or habitat type on the subject property, therefore we assume that the property is free of native vegetation.

We must point out that we are not experts in this area and therefore unable to make any comment without expert reports. Should it subsequently transpire that an expert report establishes that there are such matters of native vegetation or protected fauna habitat or rare/threatened flora species on the subject property, or such matters become known or discovered, no reliance



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Summary Valuation Report Land Exchange – Land Only Proposed Lot 1 (63.5 sqm) Part Roadway, Nerrina Road, Nerrina Proposed Lot 2 (63.5 sqm) Part 15 Arapiles Street, Nerrina

should be placed on our assessment of value unless we have been advised of such matters and we have confirmed that our assessment of value is not affected.

Limitation of Liability Clause

GST

Other

Externally prepared

information

The client agrees to release VRC Property and hold VRC Property harmless from all liability to the client for or in respect of any loss, damage, costs and expenses of whatsoever kind which VRC Property have or may have or might have had arising from or in any way connected with the Valuation, Valuation Services or Services or the Use of the Valuation Services or any part of them. This release shall be complete and unconditional except in the case of our fraud or wilful misconduct by VRC Property in the provision of the Services.

The client agrees that the client will fully indemnify VRC Property for and in respect of all loss, liability, costs and expenses of whatsoever kind which VRC Property may suffer or incur arising from or in any way connected with any breach by the client of VRC Property's Terms and Conditions. This indemnity shall include but not be limited to loss, liability, costs and expenses which VRC Property may suffer or incur in respect of any claims, actions, proceedings, disputes or allegations made against VRC Property or to which VRC Property are a party.

The client agrees to this Limitation of Liability and the Terms and Conditions whether such liability arises under contract, at common law or under Statute.

The client agrees that this limitation of liability extends to all VRC Property directors, employees and contractors. Every right, immunity, exemption and limitation in the Terms and Conditions available or applicable to VRC Property shall also be available and shall extend to every employee, contractor, servant or agent of VRC Property.

No employee, contractor, servant or agent of VRC Property or any other person has any power to waive or vary any of the Terms and Conditions unless such waiver or variation is in writing and signed by one of VRC Property Directors.

In relation to any potential GST liability, we must point out that we are not legal or taxation experts. Any comments given as to GST position are not given in the capacity as an expert. We recommend the client should engage appropriate legal or taxation experts to obtain qualified advice. We recommend that any intending purchaser of the property should obtain their own legal and taxation advice on the GST position. Should it subsequently transpire that expert advice varies from our interpretation of the legislation and ATO rulings as the date of this valuation, we reserve the right to review this valuation.

Any valuation cannot be viewed as taxation, legal, accounting or financial investment advice. We are not legal, taxation, accounting or financial/investment experts, and any comments in our valuation are not given in the capacity as an expert in these areas. We recommend that you should engage appropriate legal, taxation, accounting and financial/investment experts to obtain qualified advice.

In preparing this valuation report, we have relied on information derived from other sources including information provided with our instructions. Where this information is provided by experts and experienced professionals, we have relied upon the information provided being accurate. We have not been able to independently verify this information from our own enquiries, given the time and costs involved in doing so. Should the information prove to be inaccurate, the valuation opinion is also likely to be inaccurate, and therefore no reliance should be placed on our assessment of value unless we have been advised of such matters and we have confirmed that our assessment of value is not affected. The client acknowledges and understands the valuers are not experts in these specialist areas. In relying on this valuation, the client agrees to take on the risk that the information may turn out to be different from what we have be advised. To address the risk the information relied upon may turn out to be different, or if there is any doubt in this regard, we recommend the client should obtain the opinion of an independent consultant. If expert advice is sought in this regard, the expert advice should be referred to VRC Property, and we reserve the right to review this valuation.

Liability limited by a scheme approved under Professional Standards Legislation

VRC Property Pty Ltd

Barnet i

Chris Barrett AAPI Certified Practising Valuer API Member No. 63083 Dated: 29th September 2020



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8.3. COUNCIL COMMUNITY SATISFACTION SURVEY

Division:	Corporate Services
Director:	Sean Portelli
Author/Position:	Matthew Swards – Manager Business and Service
	Improvement

PURPOSE

1. This report outlines the results from the 2020 Community Satisfaction Survey conducted in May 2020.

BACKGROUND

- 2. The Community Satisfaction Survey makes up part of the Local Government Performance Reporting Framework (LGPRF), an annual reporting framework which requires Councils to report 70 mandatory performance indicators.
- 3. The Community Satisfaction Survey includes three mandatory indicators that are included in the LGPRF. The three indicators are:
 - a. Indicator 2: Satisfaction with community consultation and engagement
 - b. Indicator 5: Satisfaction with Council decisions
 - c. Indicator 18: Satisfaction with sealed local roads
- 4. Due to the COVID-19 pandemic, Council chose to ask only the three mandatory indicators for 2020 to the minimum required 400 residents.
- 5. All performance indicators can be found on the Know Your Council website www.knowyourcouncil.vic.gov.au
- 6. Council will conduct a full Community Satisfaction Survey in 2021 to 800 residents.

KEY MATTERS

7. Indicator 2: Satisfaction with community consultation and engagement

The Ballarat community gave Ballarat City Council a rating of 63.0 for community consultation and engagement. This is an improvement of (+3.5) on the result from 2019.

8. Indicator 5: Satisfaction with Council decisions

The Ballarat community gave Ballarat City Council a rating of 61.1 for decisions made in the interest of the community. This is an improvement of (+5.3) on the result from 2019.

9. Indicator 18: Satisfaction with sealed local roads

The Ballarat community gave Ballarat City Council a rating of 55.3 for the condition of sealed local roads. This is a decrease of (-4.2) on the result from 2019.



OFFICER RECOMMENDATION

- 10. That Council:
- 10.1 Receive and note the 2020 Community Satisfaction Survey Results.
- 10.2 Note the development of the 2021 Community Satisfaction Survey to be undertaken in March 2021.

ATTACHMENTS

- 1. Governance Review [8.3.1 1 page]
- 2. Community Perceptions Survey Report 2020 [8.3.2 11 pages]

8.3.1

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. This report is in alignment with Council's commitment to Transparency.

COMMUNITY IMPACT

2. This report outlines the Communities Satisfaction with Council services, and provides key indicators for Council to utilise in improving its operations.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

3. No climate or environmental sustainability implications have arisen from the preparation of this report.

ECONOMIC SUSTAINABILITY IMPLICATIONS

4. No economic sustainability implications have arisen from the preparation of this report.

FINANCIAL IMPLICATIONS

5. Council utilised a supplier who was procured in alignment with Councils procurement policy.

LEGAL AND RISK CONSIDERATIONS

6. It is considered no legal or risk considerations are associated with this report.

HUMAN RIGHTS CONSIDERATIONS

7. It is considered that the report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006.*

COMMUNITY CONSULTATION AND ENGAGEMENT

8. Community consultation for the purpose of this survey was conducted via phone interviews to 400 Ballarat residents.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

9. Council Officers affirm that no direct or indirect interests need to be declared in relation to the matter of this report.

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Community Perceptions Survey 2020

A report of findings from a survey of Ballarat community

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Executive Summary:

Each year Ballarat City Council obtains insight into the community's perceptions of life in Ballarat and the performance of Council in delivering services to the community via a survey. This report provides the findings from a telephone survey of 400 people residing in the Ballarat municipality conducted in May 2020.

Community consultations:

The Ballarat community gave Ballarat City Council a score of 63.0 for community consultation and engagement. This resulted an improvement of (+3.5) on the result from 2019.

Survey respondents were asked to rate their opinion of how Ballarat Council performed on community consultation and engagement over the last 12 months. A 6.6% year on year increase in the highest rating ('Very Good'), and a reduction in all other categories, resulted in an overall 3.5 increase on last year's weighted rating, representing a significant improvement in community perception of Ballarat Councils performance in this space.

Decisions made in the interest of the community:

The Ballarat community gave Ballarat City Council a score of 61.1 for decisions made in the interest of the community. This resulted an improvement of (+5.3) on the result from 2019.

Survey respondents were asked to rate their opinion of how Ballarat Council performed on decisions made in the interest of the community over the last 12 months and results showed a favourable increase in levels of satisfaction with the Council's performance. A 9.9% increase in participants offering a response of 'Very Good' was the main driver of this favourable result.

Condition of Sealed Roads:

The Ballarat community gave Ballarat City Council a score of 55.3 for the condition of sealed local roads. This resulted a decrease of (-4.2) on the result from 2019.

Survey respondents were asked how they would you rate the performance of Council for condition of sealed local roads in their area? A material year on year reduction in 'Good' and 'Average' responses from participants and a significant increase in 'Poor' and 'Very Poor' responses, resulting in an overall decrease in community sentiment relating to condition of sealed local roads in their area. Based on the survey results there has not been an improvement in the ratings for condition of sealed local roads, but rather a 4.2 unfavourable reduction in the community sentiment.

KPI Summary:

Figure 1 presents index values for the Key Performance Indicators.

Figure 1: Summary of KPI index scores

Measure	2016	2017	2018	2019	2020			
					Total	North Ward	Central Ward	South Ward
Community consultation and engagement	53.8	58.0	59.1	59.5	63.0	58.2	57.2	58.7
Decisions made in the interest of the community	51.0	56.5	55.1	55.8	61.1	54.0	55.4	56.0
Condition of sealed local roads	58.9	54.7	58.7	59.5	55.3	57.2	59.9	56.3



Introduction:

Background

Each year Ballarat City Council obtains insight into the community's perceptions of life in Ballarat and the performance of Council in delivering services to the community via a survey. The 2020 survey was significantly modified from prior years due to the impact of the COVID-19 pandemic to only include the mandatory questions as required through the Local Government Performance Reporting Framework (LGPRF).

Methodology

The 2020 survey was conducted via telephone, interviewing a total of 400 people residing in the Ballarat municipality. Interviews were collected in the month of May 2020.

Calculation of the indices was performed as per LGPRF Practice Note 2 – Conduct of Community Perception Survey, the relevant section of which is reproduced here.

The Index Score is calculated and represented as a score out of 100 (on a 0 to 100 scale), with 'can't say' responses excluded from the analysis. The '% RESULT' for each scale category is multiplied by the 'INDEX FACTOR'. This produces an 'INDEX VALUE' for each category, which are then summed to produce the 'INDEX SCORE', equating to '60' in the following example.

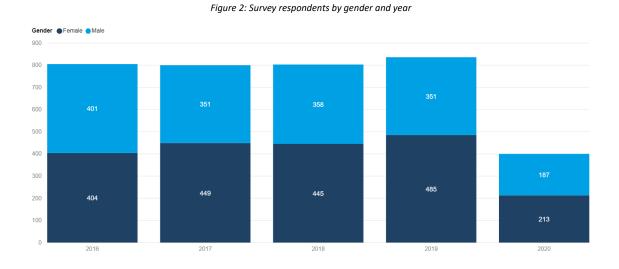
SCALE CATEGORIES	% RESULT	INDEX FACTOR	INDEX VALUE
Very good	9%	100	9
Good	40%	75	30
Average	37%	50	19
Poor	9%	25	2
Very poor	4%	0	0
Can't say	1%	-	INDEX SCORE 60

Councils supplier is ISO20252 accredited for quality assurance. They are also members of the Australian Market and Social Research Organisation (AMSRO).



Demographics

The following Figures show the composition of respondents from the perspective of gender, age and ward the respondent resides in.



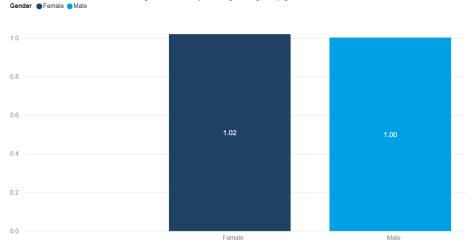


Figure 3: Survey average weight by gender 2020

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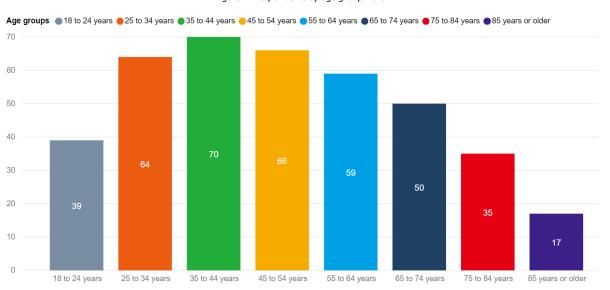
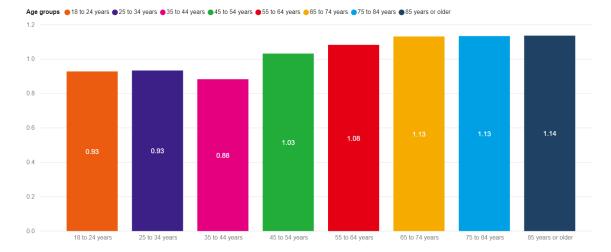


Figure 4: Respondents by age group 2020

Figure 5: Average weighting by age group 2020



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CITY OF BALLARAT

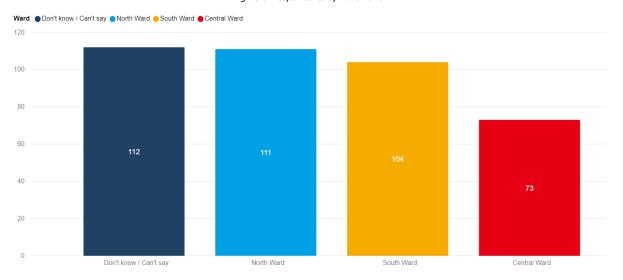
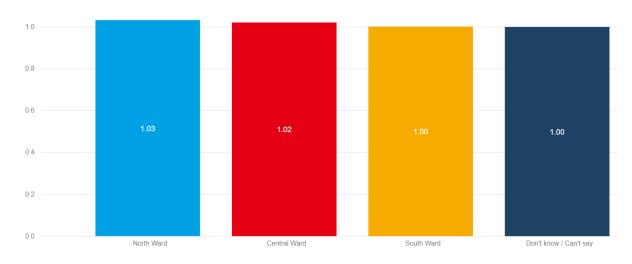


Figure 6: Respondents by ward 2020

Figure 7: Average weighting by ward 2020



Ward
North Ward
Central Ward
South Ward
Don't know / Can't say

CITY OF BALLARAT

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Survey Questions

Given the impact of COVID-19 the 2020 community perception survey was scaled down to meet the mandatory reporting requirements of the Local Government Performance Reporting Framework. The three mandatory performance indicators, are as follows:

- Indicator 2: Satisfaction with community consultation and engagement (refer Q.17A)
- Indicator 5: Satisfaction with council decisions (refer Q.17C)
- Indicator 18. Satisfaction with sealed local roads (refer Q.23D)

As a result of this, the three questions put to participants were as follows:

- 1. How has Ballarat Council performed on community consultation and engagement over the last 12 months?
- 2. How has Ballarat Council performed on decisions made in the interest of the community over the last 12 months?
- 3. How would you rate the performance of Council for condition of sealed local roads in your area?

The rating system or available answers, to the three questions, presented to participants were;

- Very Poor,
- Poor,
- Average,
- Good,
- Very Good, and
- N/A

Weighting

As the sample of Ballarat citizens did not perfectly represent the population, weighting was applied to two components of the demographics, gender and age group. Very little weight was applied to gender as the sample quite closely matched demographics obtained from the ABS, and weighting was applied to the age groups, as per Figure 5.



Community consultation and engagement:

Survey respondents were asked to rate their opinion of how Ballarat Council performed on community consultation and engagement over the last 12 months. Figure 8 shows a 7% year on year increase in the highest rating ('Very Good'), and a reduction in all other categories

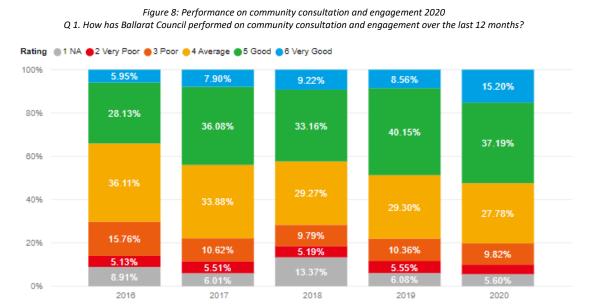


Figure 9 provides time series comparison with previous results. The table shows an increase of 3.5 on last year's result (index score), representing a significant improvement in community perception of Ballarat Councils performance in this space.

Figure 9: Performance on advocacy and engagement (index score) – including ward 2016-2020 Q 1. How has Ballarat Council performed on community consultation and engagement over the last 12 months?

Measure	2016	2017	2018	2019	2020			
					Total	North	Central	South
						Ward	Ward	Ward
Community consultation and engagement	53.8	58.0	59.1	59.5	63.0	58.2	57.2	58.7

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Decisions made in the interests of the community:

Survey respondents were asked to rate their opinion of how Ballarat Council performed on decisions made in the interest of the community over the last 12 months. Figure 10 shows that the Ballarat community had an increased level of satisfaction with the Council's performance in relation to decisions made in the interest of the community. A 10% increase in participants offering a 'Very Good' response was the main driver of this favourable result.

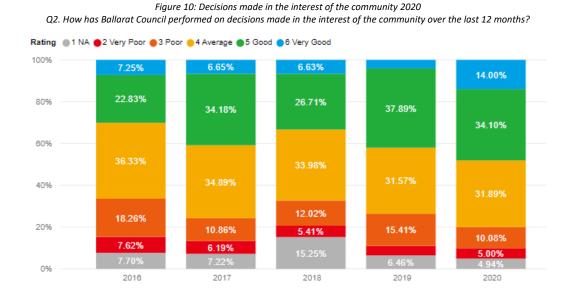


Figure 11 provides time series comparison with previous results. The table shows a 5.3% year on year improvement with respect to respondents view of Ballarat Councils decisions made in the interest of the community.

Figure 11: Decisions made in the interest of the community (index score) – including ward 2016-2020 Q2. How has Ballarat Council performed on decisions made in the interest of the community over the last 12 months?

Measure	2016	2017	2018	2019	2020			
					Total	North	Central	South
						Ward	Ward	Ward
Decisions made in the interest of the community	51.0	56.5	55.1	55.8	61.1	54.0	55.4	56.0



Condition of sealed local roads:

Survey respondents were asked how would you rate the performance of Council for condition of sealed local roads in their area. Figure 12 shows a material year on year reduction in 'Good' and 'Average' responses from participants and a significant increase in 'Poor' and 'Very Poor' responses, resulting in an overall decrease in community sentiment relating to condition of sealed local roads in their area.

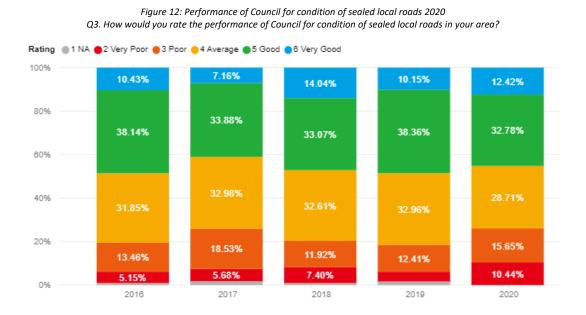


Figure 13 provides time series comparison with previous results. Based on these figures there has not been a statistically significant improvement in the ratings for condition of sealed local roads, but a 4.2% unfavourable movement in the community sentiment.

Figure 13: performance of Council for condition of sealed local roads (index score) – including ward 2016-2020 Q3. How would you rate the performance of Council for condition of sealed local roads in your area?

Measure	2016	2017	2018	2019	2020			
					Total	North Ward	Central Ward	South Ward
Condition of sealed local roads	58.9	54.7	58.7	59.5	55.3	57.2	59.9	56.3



8.4. TENDER NO. 2020/21-263 NEW BUILD NETBALL CHANGEROOMS - ALFREDTON & MARTY BUSCH

Division:	Development and Growth
Director:	Natalie Robertson
Author/Position:	Mark Powell - Manager Capital Planning and Project
	Delivery

PURPOSE

- 1. To award Contract 2020/21 263 for the provision of New Netball Changeroom Alfredton and Marty Busch and Reserves.
- 2. The scope of this contract involves the two (2) new female friendly netball change rooms and supporting spaces, these facilities will be new builds.

BACKGROUND

- 3. The new netball changerooms at Alfredton and Marty Busch Reserves are part of the City of Ballarat, Fast-Tracking Sport Infrastructure Program. The program will deliver a range of sporting infrastructure projects, including upgrades to soccer and netball facilities, upgraded female friendly change facilities and a major redevelopment at Victoria Park.
- 4. This project will deliver upgraded Female Friendly Facilities at Alfredton and Marty Busch Reserves for the netball and broader recreation communities.

KEY MATTERS

- 5. Three (3) tender submissions were received, two (2) of which were local companies.
- 6. The project is fully funded by City of Ballarat through the Fast-Tracking Sports Infrastructure program.

OFFICER RECOMMENDATION

- 7. That Council:
- 7.1 Enter into Contract Number 2020/21 263 for the provision of New Build Netball Changerooms - Alfredton and Marty Busch Reserves with CiQ Construction Management Pty Ltd for the total tendered price of \$1,294,139.00 (ex GST).
- 7.2 Delegate to the Chief Executive Officer the authority to execute the associated contract on behalf of Council.

ATTACHMENTS

1. Governance Review [8.4.1 - 2 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

- 1. The report supports the Council Plan goals of prosperity and liveability by providing inclusive and accessible public spaces, quality services, and opportunities for our community to participate, feel safe and be active and healthy.
- 2. The report supports the aim of public sports recreation facilities and increase passive and active community participation.

COMMUNITY IMPACT

- 3. The ultimate outcome of the Alfredton and Marty Busch netball changeroom projects will be to create modern and female friendly amenities that will have substantial social and cultural benefits for the users of the facility and in the process help to encourage healthy lifestyles for members of the community.
- 4. The upgrades to the built environment, recreational reserve will see a targeted range of health promotion and participation initiatives to activate the community space.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

- 5. This project will provide the users of the facility with as far as practicable, compliant accessibility throughout.
- 6. All lighting throughout the facility will be upgraded to LED Technology.

ECONOMIC SUSTAINABILITY IMPLICATIONS

7. Approximately 100% (\$1,294,139.00) of the total project value will utilise labour, materials, plant and equipment sourced from within the defined group of local municipalities

FINANCIAL IMPLICATIONS

8. The tendered price is in line with the planned budget for these works.

LEGAL AND RISK CONSIDERATIONS

- 9. Award of this contract does not have any significant effect on Council's risk profile. Risks present in this work are typical for low risk recreational facility upgrades and are expected to be adequately controlled through existing provisions.
- 10. A Risk Management Plan has been developed and will be reviewed by the Project Control Group at each scheduled meeting.

HUMAN RIGHTS CONSIDERATIONS

11. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006.*

COMMUNITY CONSULTATION AND ENGAGEMENT

- 12. Consultation with user groups has been managed by Councils Recreation Services Unit.
- 13. User groups have been advised of proposed works and will continue to be consulted throughout the project design and construction and will be provided with regular updates regarding the projects progress.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

14. Council Officers affirm that no general or material interests need to be declared in relation to the matter of this report.



8.5. TENDER NO. 2020/21- 265 NEW BUILD SOCCER CHANGEROOMS PLEASANT ST & ROYAL PARK

Division:	Development and Growth
Director:	Natalie Robertson
Author/Position:	Mark Powell - Manager Capital Planning and Project
	Delivery

PURPOSE

- To award Contract 2020/21 265 for the provision of New Build Soccer Changerooms

 Pleasant Street and Royal Park Reserves for the total tendered price of
 \$1,430,906.00 (ex GST).
- 2. The scope of this contract involves the two (2) new female friendly soccer change rooms and supporting spaces, these facilities will be new builds.

BACKGROUND

- 3. The new soccer changerooms at Pleasant Street and Royal Park Reserves is part of the City of Ballarat, Fast-Tracking Sport Infrastructure Program. The program will deliver of a range of sporting infrastructure projects, including upgrades to soccer and netball facilities, upgraded female friendly change facilities and a major redevelopment at Victoria Park.
- 4. This project will deliver new Female Friendly Facilities at Pleasant Street and Royal Park Reserves for the soccer and broader recreation communities.

KEY MATTERS

- 5. Two (2) tender submissions were received with both being considered as conforming tenders and of which were local companies.
- 6. The project is fully funded by City of Ballarat through the Fast-Tracking Sports Infrastructure program.

OFFICER RECOMMENDATION

- 7. That Council:
- 7.1 Enter into Contract Number 2020/21 265 for the provision of New Build Soccer Changerooms - Pleasant Street and Royal Park Reserves with CiQ Construction Management Pty Ltd for the total tendered price of \$1,430,906.00 (ex GST).
- 7.2 Delegate to the Chief Executive Officer the authority to execute the associated contract on behalf of Council.



ATTACHMENTS

1. Governance Review [8.5.1 - 2 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

- 1. The report supports the Council Plan goals of prosperity and liveability by providing inclusive and accessible public spaces, quality services, and opportunities for our community to participate, feel safe and be active and healthy.
- 2. The report supports the aim of public sports recreation facilities and increase passive and active community participation.

COMMUNITY IMPACT

- 3. The ultimate outcome of the Pleasant Street and Royal Park projects will be to create modern and female friendly amenities that will have substantial social and cultural benefits for the users of the facility and in the process help to encourage healthy lifestyles for members of the community.
- 4. The upgrades to the built environment, recreational reserve will see a targeted range of health promotion and participation initiatives to activate the community space.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

- 5. This project will provide the users of the facility with as far as practicable, compliant accessibility throughout.
- 6. All lighting throughout the facility will be upgraded to LED Technology.

ECONOMIC SUSTAINABILITY IMPLICATIONS

7. Approximately 100% (\$1,430,906.00) of the total project value will utilise labour, materials, plant and equipment sourced from within the defined group of local municipalities.

FINANCIAL IMPLICATIONS

8. The tendered price is in line with the planned budget for these works.

LEGAL AND RISK CONSIDERATIONS

- 9. Award of this contract does not have any significant effect on Council's risk profile. Risks present in this work are typical for low risk recreational facility upgrades and are expected to be adequately controlled through existing provisions.
- 10. A Risk Management Plan has been developed and will be reviewed by the Project Control Group at each scheduled meeting.

HUMAN RIGHTS CONSIDERATIONS

11. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006.*

COMMUNITY CONSULTATION AND ENGAGEMENT

- 12. Consultation with user groups has been managed by Councils Recreation Services Unit.
- 13. User groups have been advised of proposed works and will continue to be consulted throughout the project design and construction and will be provided with regular updates regarding the projects progress.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

14. Council Officers affirm that no general or material interests need to be declared in relation to the matter of this report.



8.6. TENDER NO. 2020/21-237 HAVELOCK STREET RECONSTRUCTION

Division:	Infrastructure and Environment
Director:	Bridget Wetherall
Author/Position:	Robin Hand - Contracts Administration Officer

PURPOSE

- 1. To award Contract 2020/21-237 for the provision of Havelock Street Reconstruction from Landsborough Street to Norman Street with Enoch Civil Pty Ltd for the total tendered price of \$933,903.70 (ex GST).
- 2. The scope of this contract involves the reconstruction of Havelock Street from Landsborough Street to Norman Street with a narrowed carriageway and asphalt resurfacing and includes the construction of a roundabout at the intersection of Havelock Street and Landsborough Street which has been identified as a Blackspot Intersection.

BACKGROUND

- 3. Under Council's Road Hierarchy, Havelock Street is categorised as a Collector road providing connection from the end of Peel Street North to Norman Street.
- 4. This section of Havelock Street has an unsealed road shoulder with a wide carriageway.
- 5. The intersection of Landsborough Street has been subject to numerous vehicular crashes in recent years which has seen it qualify for treatment under the State Governments Blackspot Funding Program.
- 6. The project involves several components of work which were identified during the design stage including the following:
 - earthworks;
 - drainage construction;
 - kerb & channel construction;
 - pavement construction;
 - asphalt road surfacing;
 - concrete & gravel driveway reconstruction;
 - concrete footpath & kerb ramp construction;
 - lawn nature strip reinstatement;
 - line marking;
 - raised pavement markers;
 - signage, and ancillary works.
- 7. The prioritisation of this project and the extent of works was determined by recent years crash statistics for the intersection treatment and by using a weighted scoring methodology for the reconstruction between Landsborough Street and Norman Street. This weighting is based off specific scoring criteria as set out below:
 - Sustainable Service Asset Management Plan requirement (whole of life), requirement for urgent treatment or service level not up to standard for application;



- Safety Safety hazard reduction;
- Financial benefit Reduced costs, return on investment and revenue generation;
- Hierarchy Level Level of Importance in network;
- Community Benefit Improved local community access and equity, provides sustainable economic benefit for the community, satisfies ratepayer initiative and enhances streetscape.
- 8. This project was one of many that received high weightings and as such was placed on the 2020/21 Capital Works Program.

KEY MATTERS

- 9. Four (4) tender submissions were received with three (3) being considered as conforming tenders and evaluated by panel members.
- 10. The City of Ballarat have been successful in being awarded funding from the State Government for the treatment of Blackspot Intersections throughout the Municipality for this project along with forecast budgeting in the 2020/21 Capital Works Program.

OFFICER RECOMMENDATION

- **11. That the Contracts Approval Delegated Committee:**
- 11.1Enter into contract number 2020/21-237 for the provision of Havelock Street Reconstruction from Landsborough Street to Norman Street with Enoch Civil Pty Ltd for the total tendered price of \$933,903.70 (ex GST).
- 11.2Delegate to the Chief Executive Officer the authority to execute the associated contract on behalf of Council.

ATTACHMENTS

- 1. Governance Review [**8.6.1** 2 pages]
- 2. Vic Roads Pre Qual 1 [8.6.2 1 page]
- 3. Contract 202021-237 Construction Drawings (tender purposes only) (1) [8.6.3 37 pages]

ALIGNMENT WITH COUNCIL VISION, COUNCIL PLAN, STRATEGIES AND POLICIES

1. This report supports the Council Plan goals of liveability and sustainability by upgrading Council's Infrastructure and Assets throughout the municipal road network to provide safer passage for all affected users.

COMMUNITY IMPACT

- 2. The City of Ballarat has a charter to serve its local community. This project is providing the wider community with much needed upgrades to Council assets which will enable the users to have greater ease of vehicular access.
- 3. This project will provide enhanced user safety for the wider community as Havelock Street serves as a collector road between Peel Street North and Norman Street.

CLIMATE EMERGENCY AND ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

4. There will not be any significant environmental implications resulting from this project. Environmental controls will be in place for the duration of the project. The recommended tenderer has the appropriate Environmental Management System to be able to cater for any environmental issues that may result during the construction of the project.

ECONOMIC SUSTAINABILITY IMPLICATIONS

- The construction of this project will see Enoch Civil Pty Ltd responsible for maintaining six (6) current full-time local jobs over the period of the project along with ancillary employment from material suppliers and professional services.
- 6. Approximately 99.31% (\$927,500.00) of the total project value will utilise labour, materials, plant and equipment sourced from within the defined group of local municipalities.

FINANCIAL IMPLICATIONS

7. The tender price is \$933,903.70 (ex GST) which includes a provisional sum of \$124,820.00 approx. built into the contract for contingencies. This project has a combined budget of \$843,560.00. The remainder of the funds required for this project will be drawn from expected savings from other projects in the 2020/21 Capital Works Program.

The City of Ballarat have been successful in being awarded funding from the State Government for the treatment of Blackspot Intersections throughout the Municipality with this project having \$543,860.00 nominated to it.

There is \$299,700.00 allocated in the 2020/21 Capital Works Program for this project with a further \$90,343.70 required should all provisional items be expended.

LEGAL AND RISK CONSIDERATIONS

- 8. The project has been designed and will be constructed in accordance with all relevant design standards. The contract provides for management of traffic, pedestrians, property and environment during the delivery of the works, with stringent Occupational Health and Safety requirements. The recommended contractor in this instance has appropriate OHS systems operable to meet the requirements of this project.
- 9. Under Council's Road Hierarchy, Havelock Street is a Collector road. The practice which officers have adopted and included in the specification for this project is to require the contractors to meet pre-qualification standards to undertake extensive works on these status roads. This practice is intended to ensure that appropriate safety standards and history of operations in similar traffic conditions is inherent in the contractor's capability. For simplicity the City has adopted a VicRoads (Regional Road Victoria) standard for prequalification, and this was detailed in the specification which was published as part of the tender for this project. This risk analysis and identification of pre-qualification standard which was explicitly detailed in the tender specification is attached.

HUMAN RIGHTS CONSIDERATIONS

10. It is considered that this report does not impact on any human rights identified in the *Charter of Human Rights and Responsibilities Act 2006.* It is further considered that the works will enhance Freedom of Movement within the area in which a person may live.

COMMUNITY CONSULTATION AND ENGAGEMENT

- 11. Consultation with road users affected by this project has been undertaken by Council's Infrastructure & Environment Unit.
- 12. The Chief Executive Officer and the Communications and Marketing Unit of Council will participate in the media and communications associated with the delivery of works under this contract.

CONFLICTS OF INTEREST THAT HAVE ARISEN IN PREPARATION OF THE REPORT

13. Council Officers affirm that all associated material or general interests have been declared in relation to the matter of this Report and have been listed in the Tender Evaluation report attached.

			Type of works	being undertaken	1																		
ersion 1	Road Classification	Definition		-	Road				Divertere	Kerb & C	hannel		Drainage		Divertere	E.	otpath		Bridges	/Culverts	Traffic	Signals	
4/01/19	Road Classification	Dennicion							Bluestone	Construct new	Replace kerb &	Construct new	Alter existing	Open	Bluestone	FO	otpath	Vehicle Crossings	(May require pr	e-qual B1-B3)	Maintenance	Installation o	
I			Construction	Reconstruction	Rehabilitation	Resurfacing	Shoulder works	Other	work	kerb & channel	channel	underground	underground	Drain	Banding	Construction	Reconstruction	1	Minor Works	Major Works	Works	New	localit
	Arterial Road	Arterial Roads are managed and funded by the State and / or Federal Governments and provide the main interconnecting freight and commuter road network. These are categorised as freeways (M), primary highways (A), secondary highways (B), and main roads (B). The responsibility for service roads accompanying Arterial Roads is delegated to Councils.								REFER	TO VIC ROADS I	PRE-QUAL SPECIF	ICATIONS								Refer to Vic Roads		
ADS	Link Road	Those roads which supplement the Arterial Road network by providing for through traffic movement to acceptable capacity limits that is sensitive to both roadway characteristics and abutting land uses. These roads typically link precincts or localities and would generally have a 60 km/h speed limit. (<i>Council Managed and Council funded</i>)	R3	R3	R3	R3	R2	R1	R3	R3	R3	R2	R2	R1	8	10	10	2	10	B1+	ER		R2
URBAN RO	Collector Road	These are roads which collect traffic from local streets and distribute it to higher order roads. (Arterial & Link). The number of properties fronting or the number of vehicles using the route will generally determine this classification. A 50 km/h speed limit will normally apply. (Council Managed, and Council funded)	R2	R2	R2	R2	R2	R1	R2	R2	R2	R2	R2	R1	8	6	6	2	10	B1+	EFERRED SUPPLI		R2
5	Access Road	The main function of local access roads is to provide access to abutting properties. An upper speed limit of 50 km/h would generally apply. (<i>Council managed, and Council funded</i>)	12	12	12	10	10	10	8	6	6	8	8	4	8	6	6	2	10	B1+	FER TO PR	ICATIONS	10
	Laneways	Access ways carrying local traffic only, typically providing secondary access to properties with more than one street frontage.	8	8	8	8	8	6	8	4	4	6	6	3	8	4	4	2	10	B1+	ä	SPECIF	10
	Off Street Parking	Car parking areas controlled by Council or private interests servicing shopping centres or community facilities (Public Car Parks). Public off street parking areas are typically urban but may be built in a rural environment.	4	4	4	4	4	4	8	2	2	4	4	2	8	2	2	2	10	B1+		RE-QUAL	10
	Arterial Road	Arterial Roads are managed and funded by the State and / or Federal Governments and provide the main interconnecting freight and commuter road network. These are categorised as freeways (M), primary highways (A), secondary highways (B), and main roads (D. The responsibility for service roads accompanying Arterial Roads is delegated to Councils.								REFEF	TO VIC ROADS I	PRE-QUAL SPECIF	ICATIONS								Refer to Vic Roads	TO VIC ROADS P	
OADS	Link Road	Those roads which supplement the Arterial Road network by providing for through traffic movement to acceptable capacity limits that is sensitive to both roadway characteristics and abutting land uses. These roads typically link precincts or localities and would generally have a 60 km/h speed limit. (Council Managed and Council funded)	R3	R3	R3	R3	R2	R1	R3	R3	R3	R2	R2	R1	8	10	10	1	10	B1+	LIER	REFER	0
RAL R(Collector Road	These are roads which collect traffic from local access roads and distribute it to higher order roads. These are typically scaled roads but mat be unsealed where traffic counts are low. (Council Monaged, and Council funded)	R2	R2	R2	R2	R2	R1	R2	R2	R2	R2	R2	R1	8	5	5	1	10	B1+	RED SUPP		•
RUR	Access Road	The main function of local access roads is to provide access to abutting properties. These roads may be sealed or unsealed and would typically carry less than 500 vehicles per day. (Council managed, and Council funded)	10	10	10	8	8	8	8	5	5	6	6	4	8	5	5	1	10	B1+	O PREFER		0
	Laneways	Unsealed roads carrying only very local traffic, mostly providing secondary property access or access to otherwise landlocked parcels of land. (Council or privately managed and funded)	6	6	6	6	6	4	8	3	3	3	3	3	8	3	3	1	10	B1+	REFER T		0
	Unmade Natural Surface	Unshaped road lacking imported pavement material, but graded occasionally (only used by a few vehicles per day). May be used for private or fire access. (Council or privately managed and funded)	2	2	2	2	2	2	8	1	1	1	1	1	8	1	1	1	10	B1+			0
1	>35												OF CBD										

×1 >33

R2 >40

R3 >45

Note:

To be used as a guide for Capital Program Tenders only.
 Choose one item from each major column, then add up the points
 The highest applicable level is to be used.

	DRAWING # 2020 - 57
SHEET #	CONTENTS
1	LAYOUT PLAN - DESIGN LEGEND
2	DESIGN PLAN
3	DESIGN PLAN
4	DESIGN PLAN
5	DESIGN PLAN
6	DESIGN PLAN
7	HAVELOCK STREET LONGITUDINAL SECTION
8	HAVELOCK STREET LONGITUDINAL SECTION
9	HAVELOCK STREET CROSS SECTIONS
10	HAVELOCK STREET CROSS SECTIONS
11	HAVELOCK STREET CROSS SECTIONS
12	HAVELOCK STREET CROSS SECTIONS
13	HAVELOCK STREET CROSS SECTIONS
14	KERB & CHANNEL LONGITUDINAL SECTIONS
15	KERB & CHANNEL LONGITUDINAL SECTIONS
16	KERB & CHANNEL LONGITUDINAL SECTIONS
17	KERB & CHANNEL LONGITUDINAL SECTIONS
18	KERB & CHANNEL LONGITUDINAL SECTIONS
19	KERB & CHANNEL LONGITUDINAL SECTIONS
20	KERB & CHANNEL LONGITUDINAL SECTIONS
21	DRAINAGE LONGITUDINAL SECTIONS
22	DRAINAGE LONGITUDINAL SECTIONS DRAINAGE LONGITUDINAL SECTIONS
23	
24	DRAINAGE LONGITUDINAL SECTIONS DRAINAGE LONGITUDINAL SECTIONS
26	ROUNDABOUT - HAVELOCK STREET CROSS SECTIONS
27	ROUNDABOUT - HAVELOCK STREET CROSS SECTIONS
28	ROUNDABOUT - LANDSBOROUGH STREET CROSS SECTIONS
29	ROUNDABOUT - LANDSBOROUGH STREET CROSS SECTIONS
30	HAVELOCK STREET TYPICAL ROAD CROSS SECTIONS
31	ROUNDABOUT SET OUT PLAN - LINEMARKING & SIGNAGE
32	INTERSECTION SET OUT PLAN - LINEMARKING & SIGNAGE
	DESIGN KERB PROFILES
33	PIT SCHEDULE
34	DESIGN ROAD PAVEMENT PROFILES
	KERB INLETS & TREE PLANTING DETAIL
35	SET OUT DATA
36	SET OUT DATA



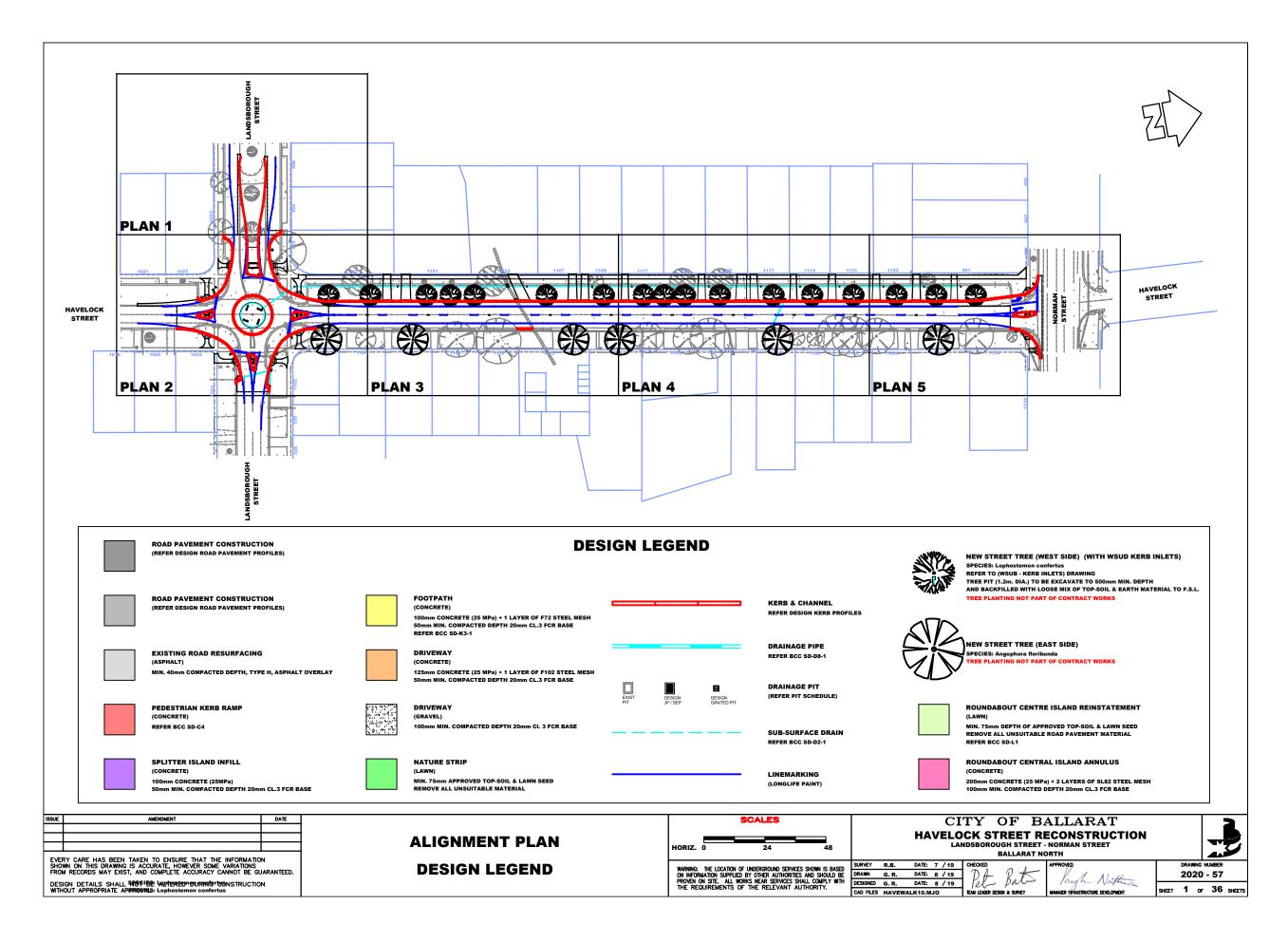
HAVELOCK STREET RECONSTRUCTION BALLARAT NORTH

LANDSBOROUGH STREET TO NORMAN STREET

CONSTRUCTION DRAWINGS

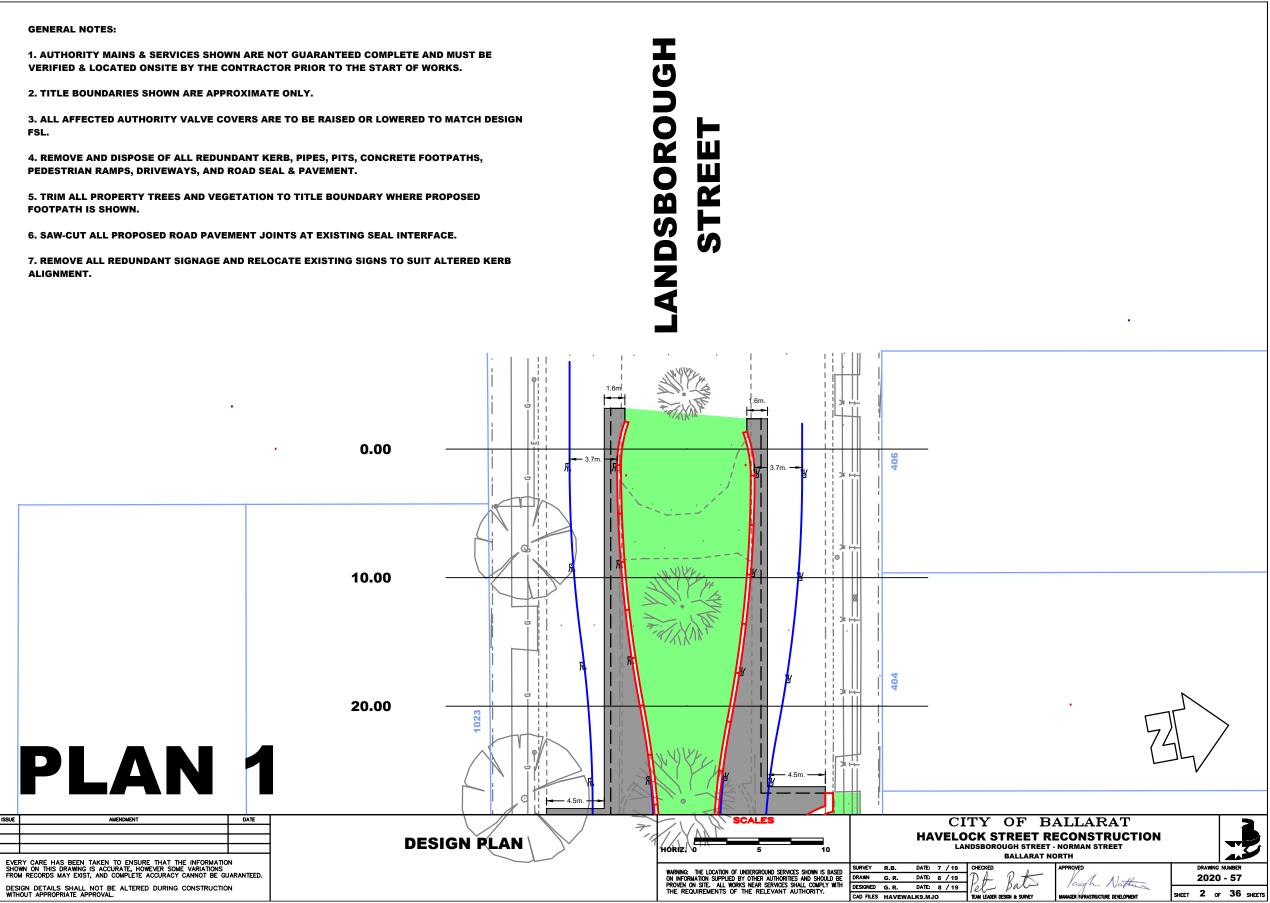


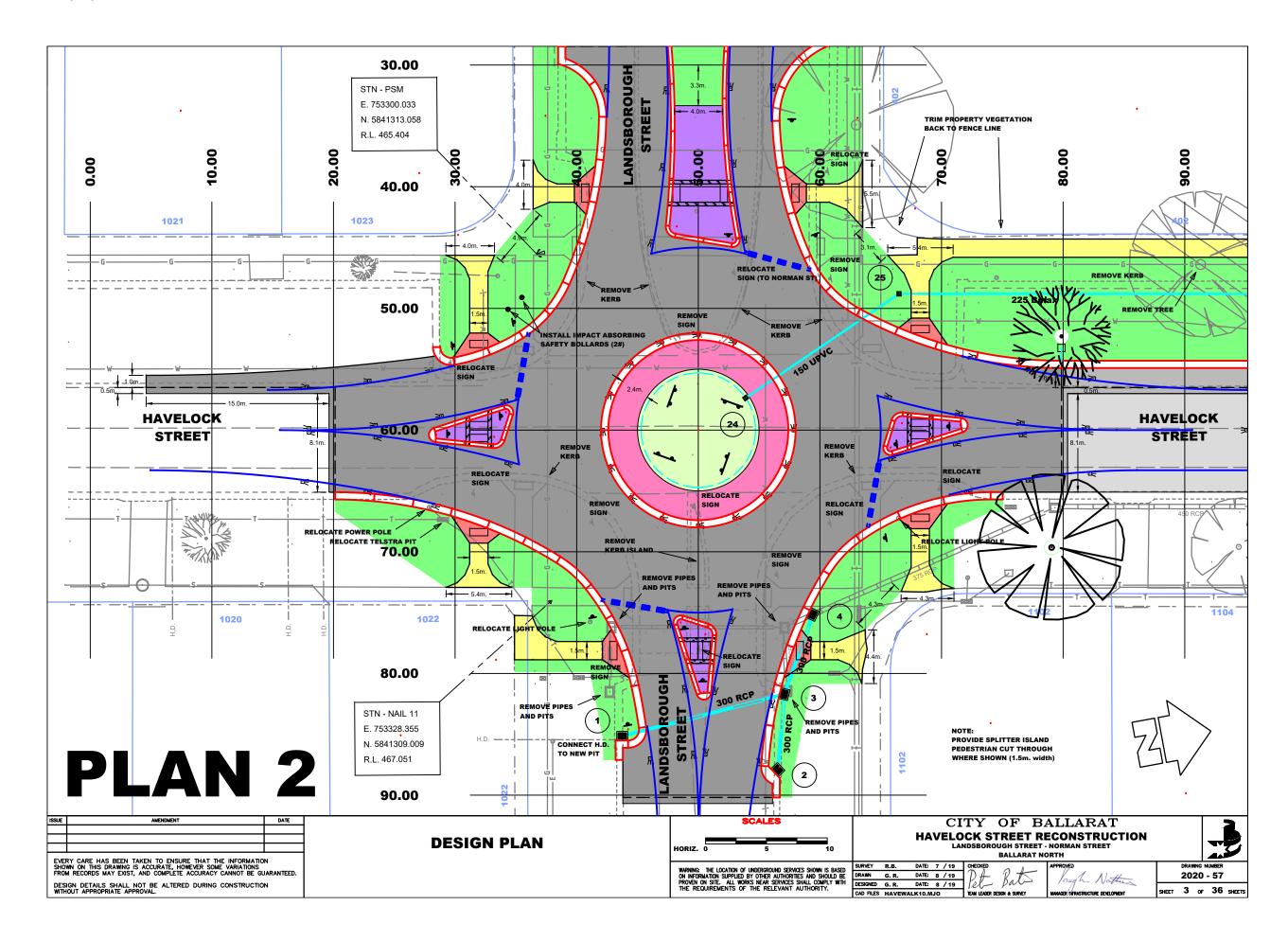


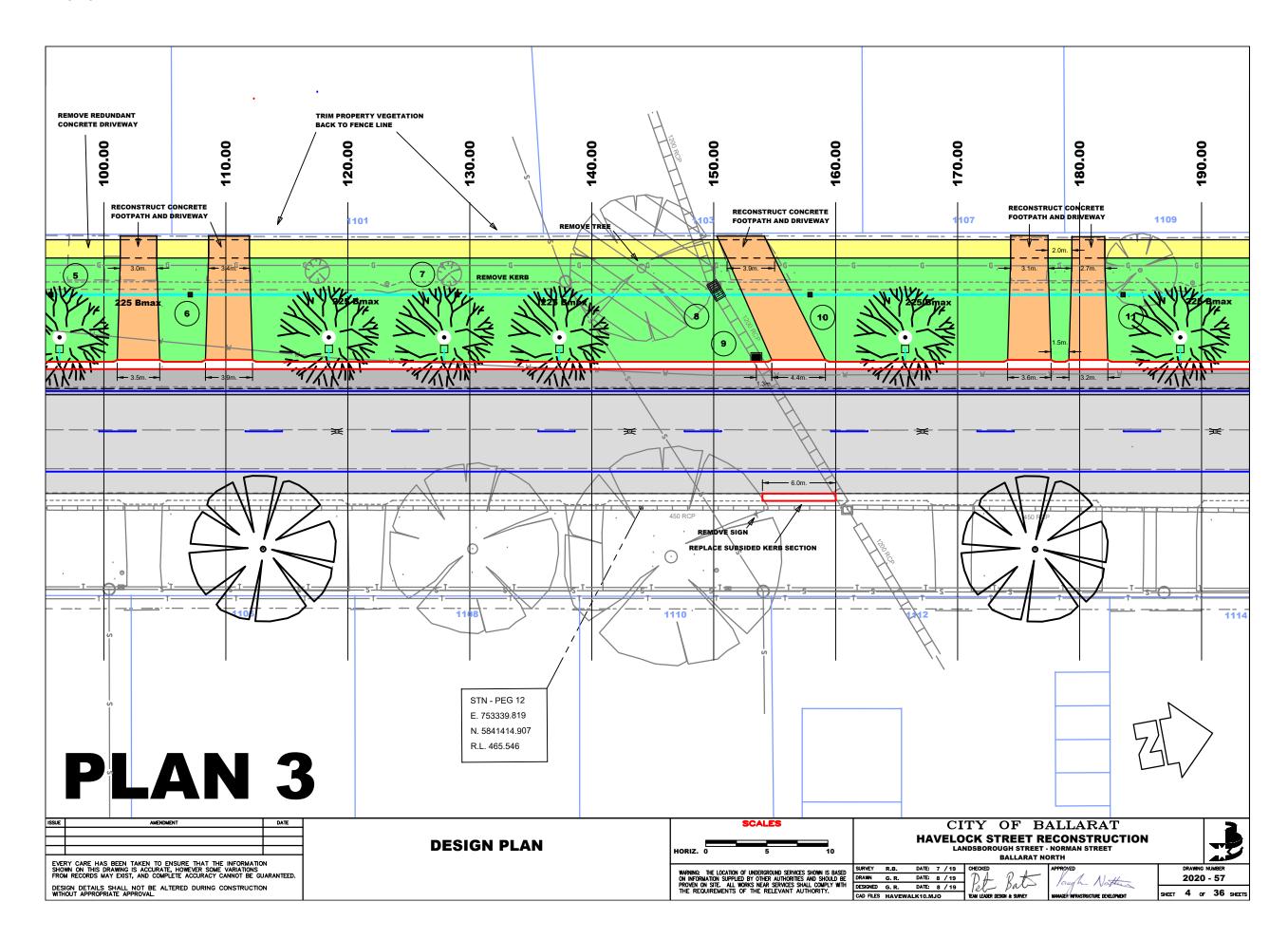


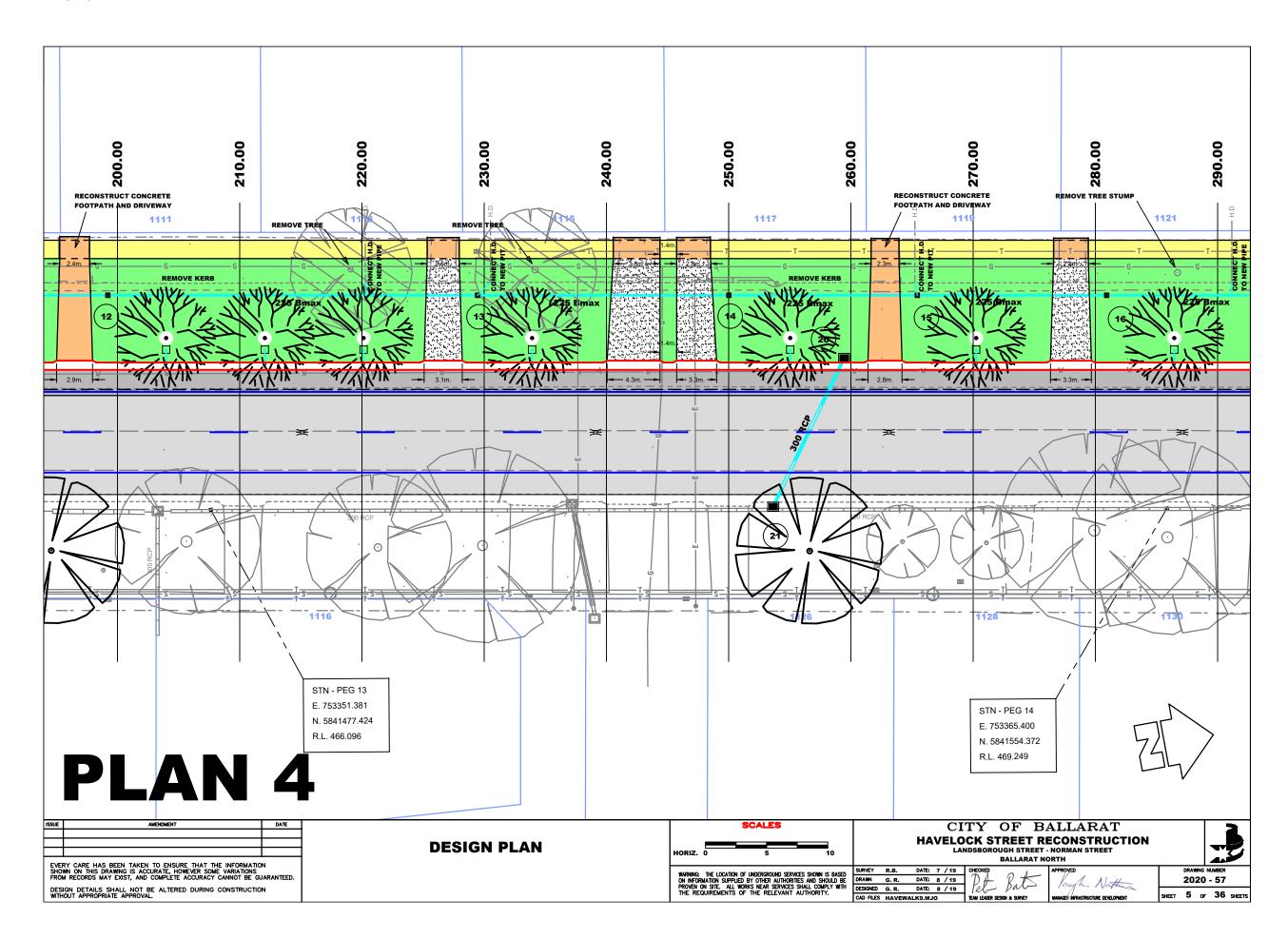
VERIFIED & LOCATED ONSITE BY THE CONTRACTOR PRIOR TO THE START OF WORKS.

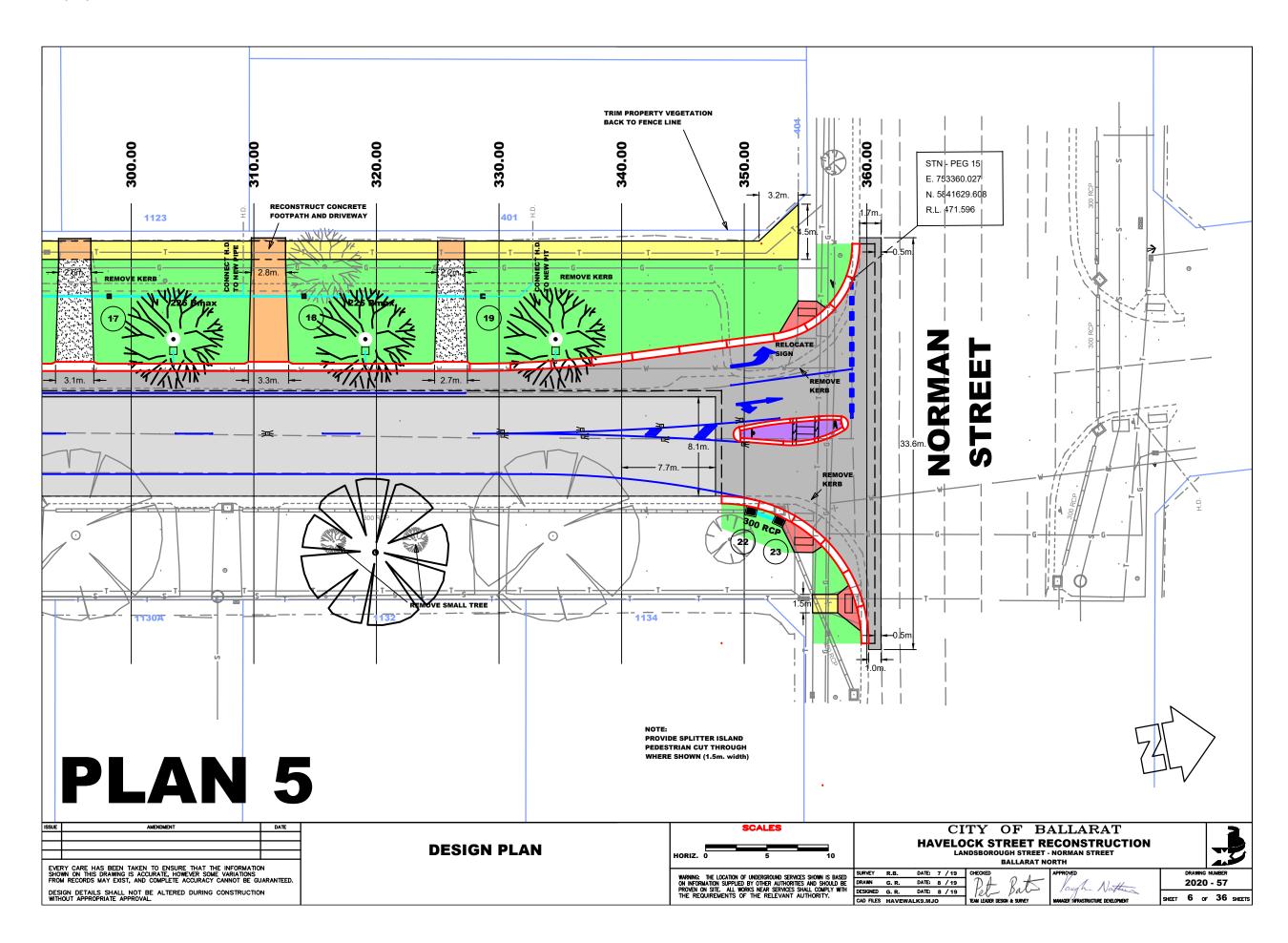
FOOTPATH IS SHOWN.



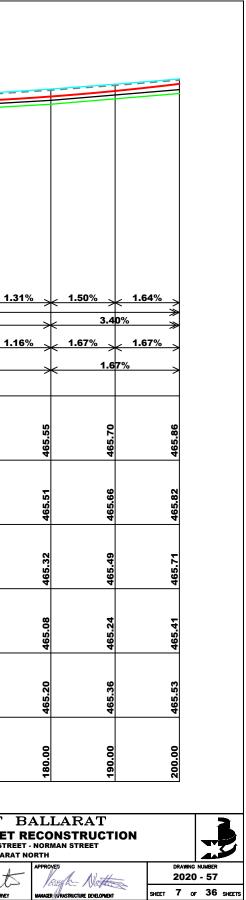






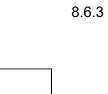


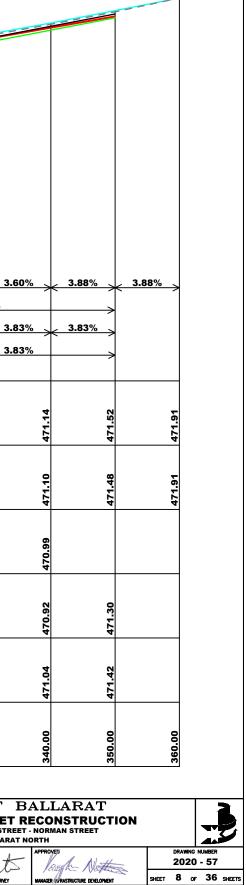
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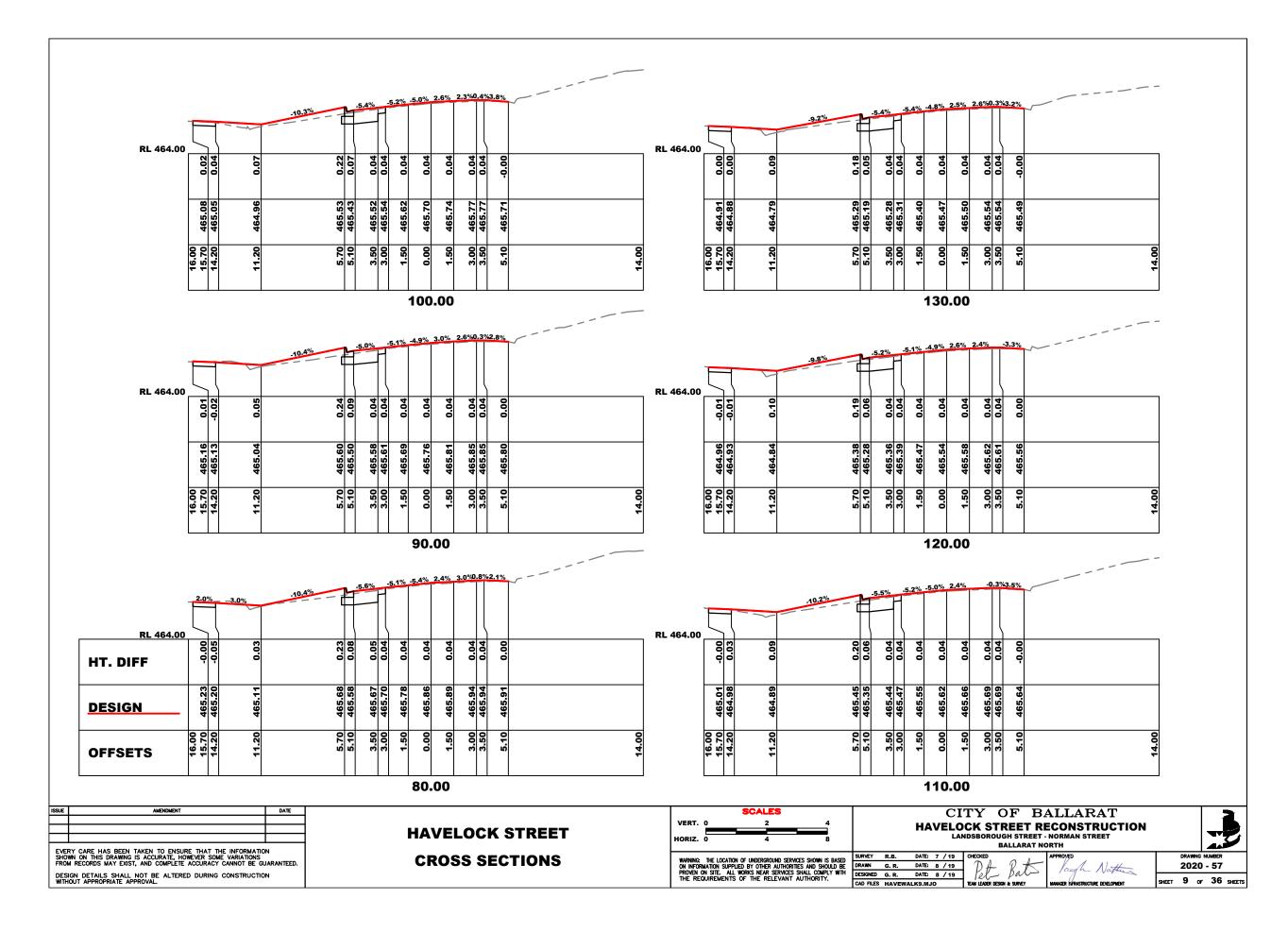


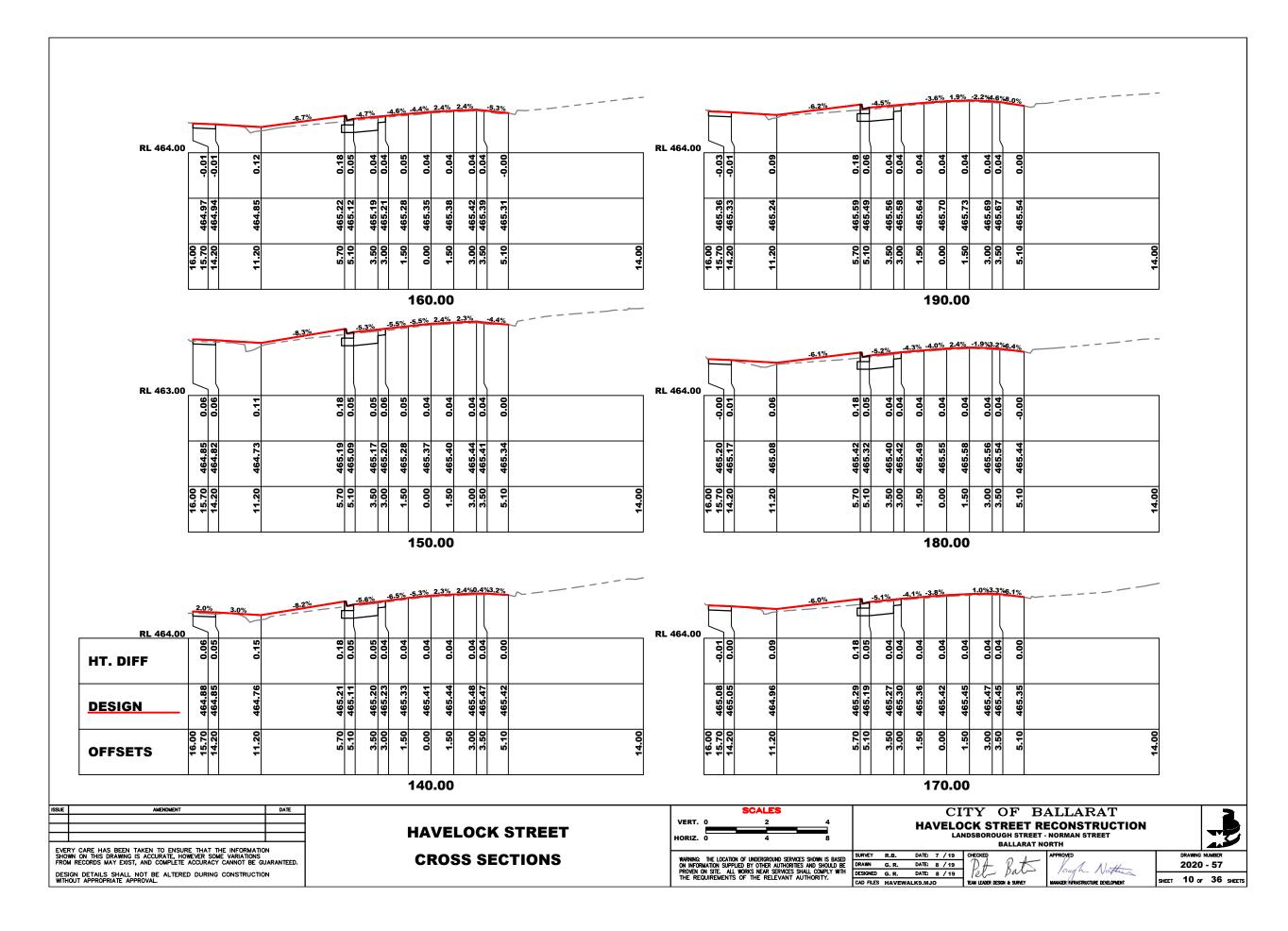
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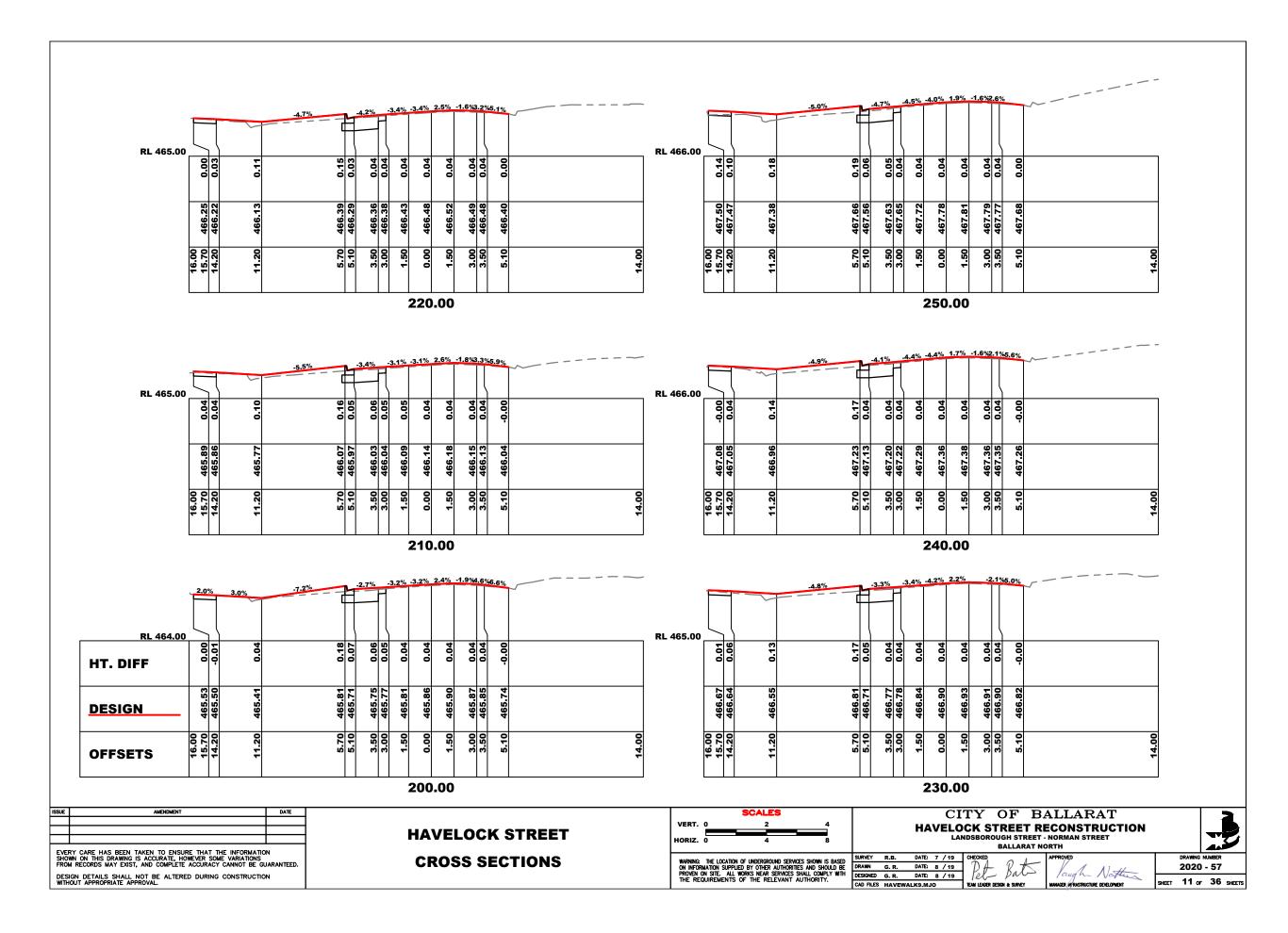
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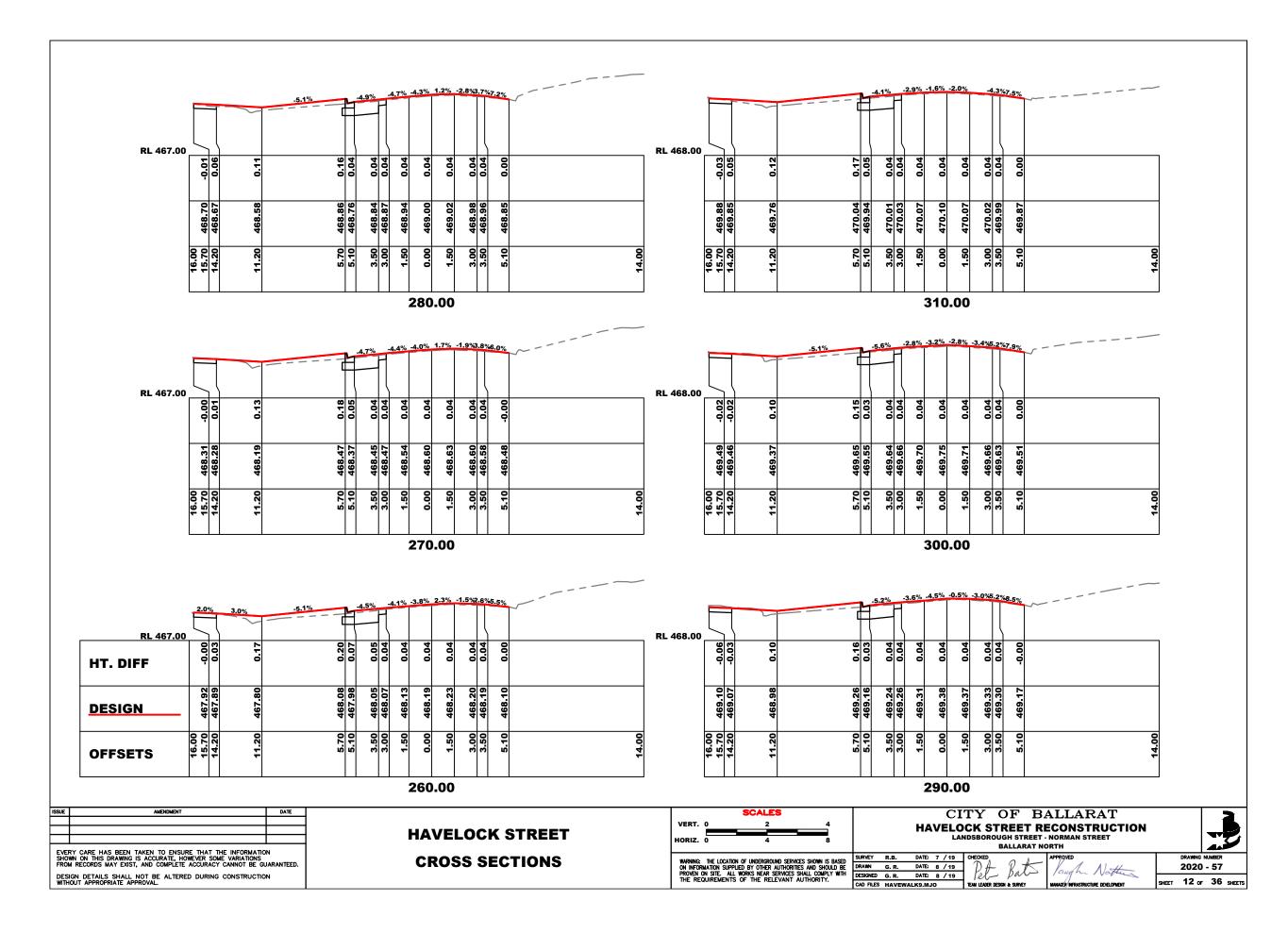


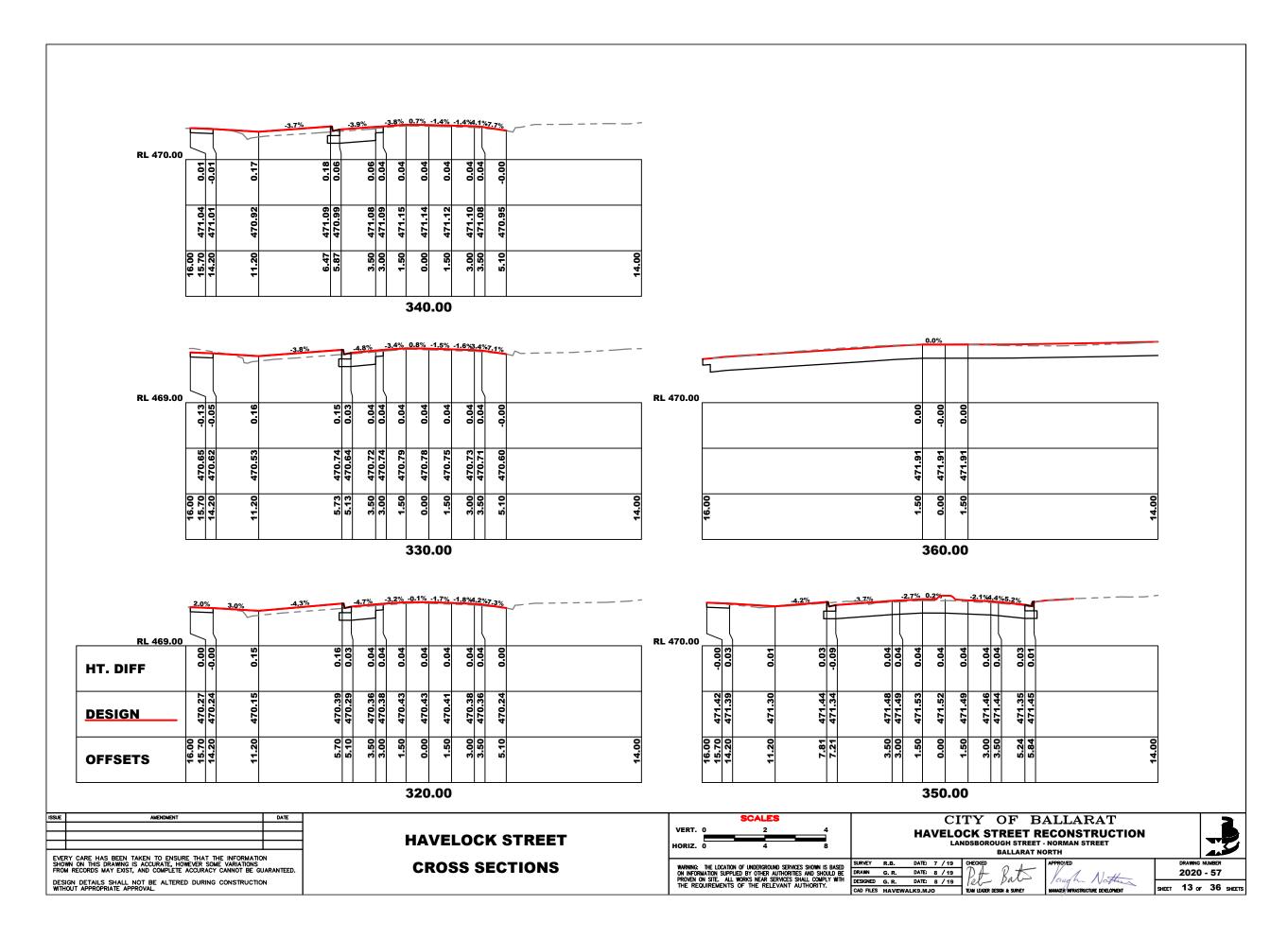


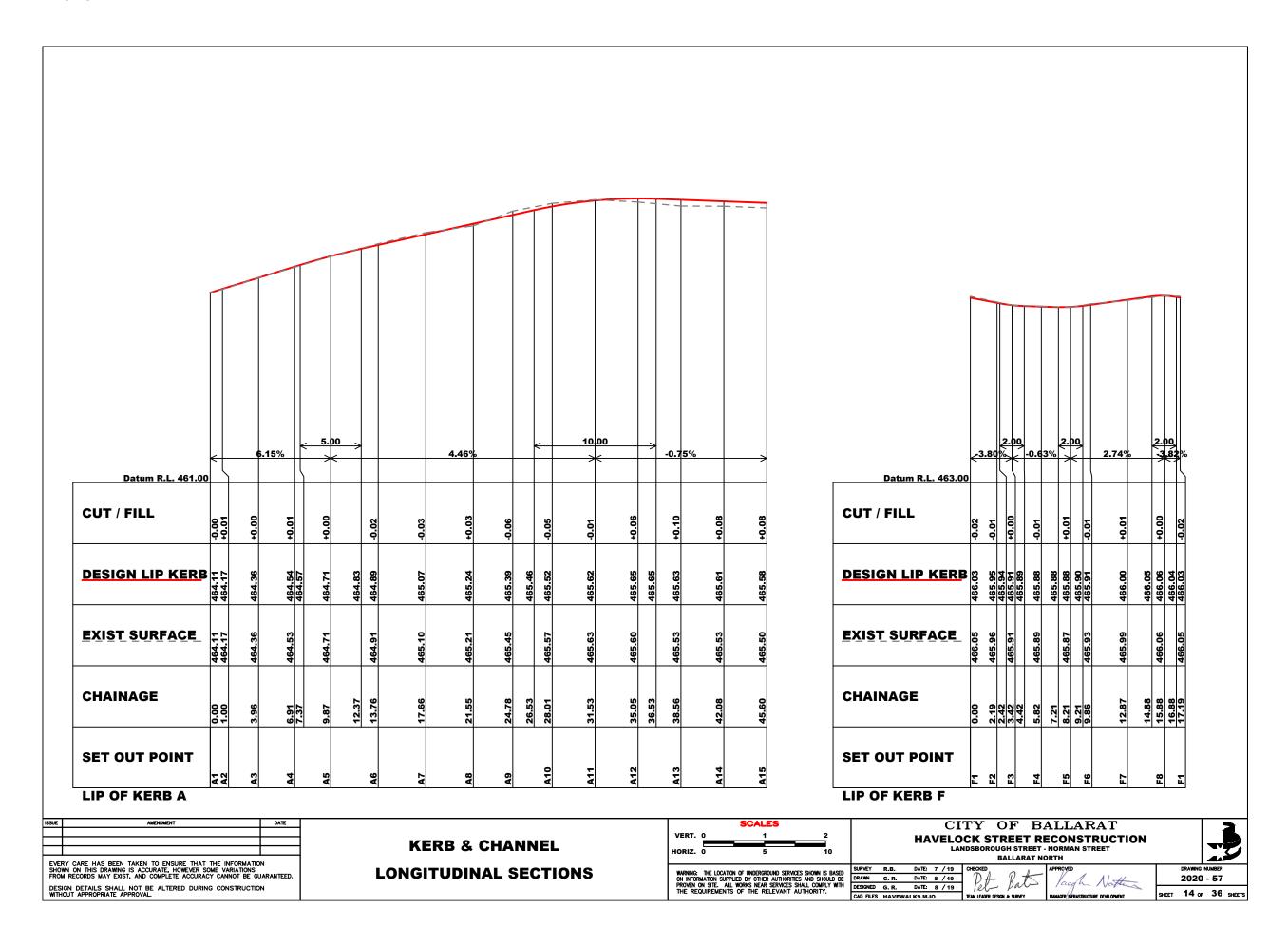


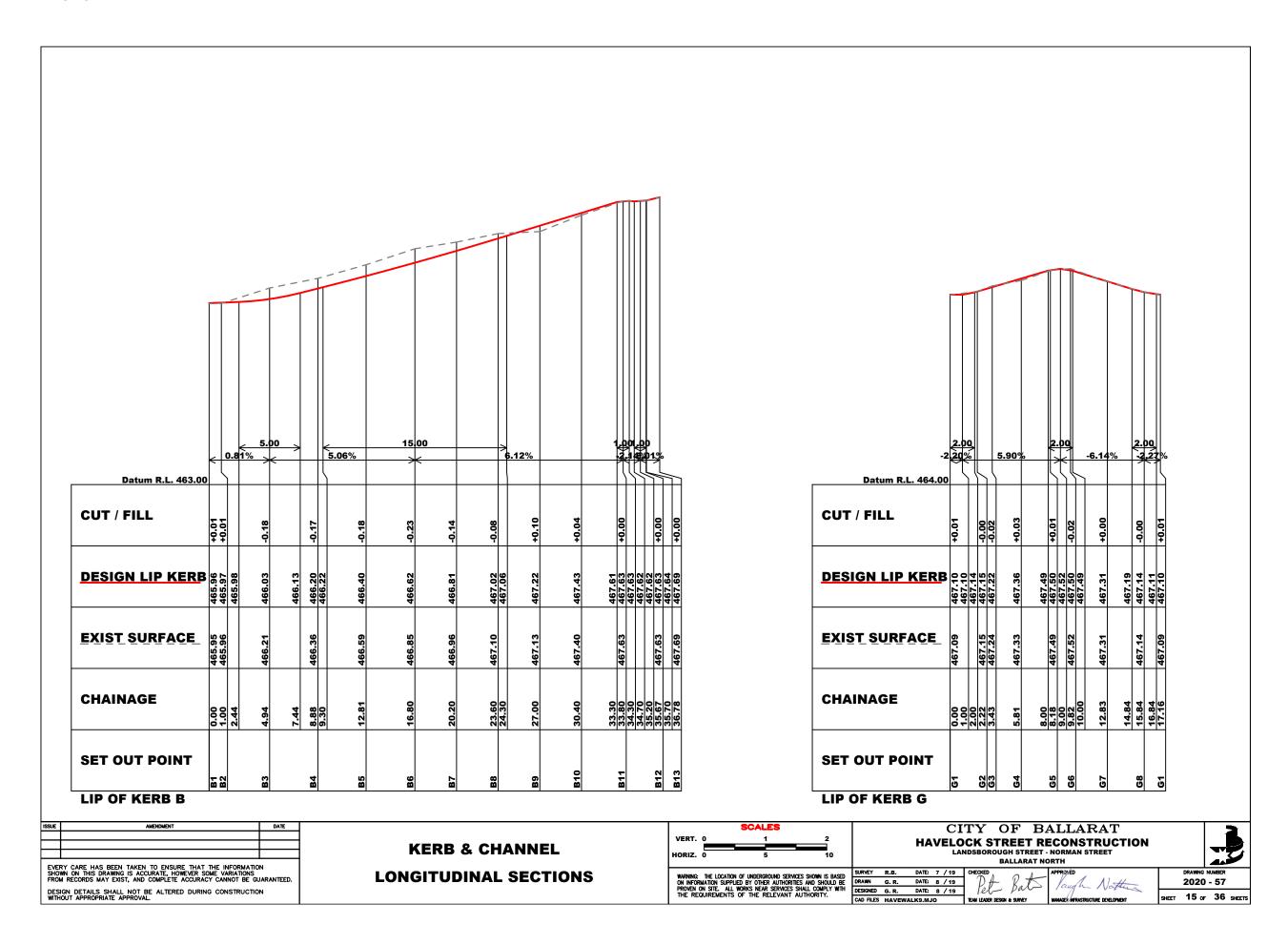


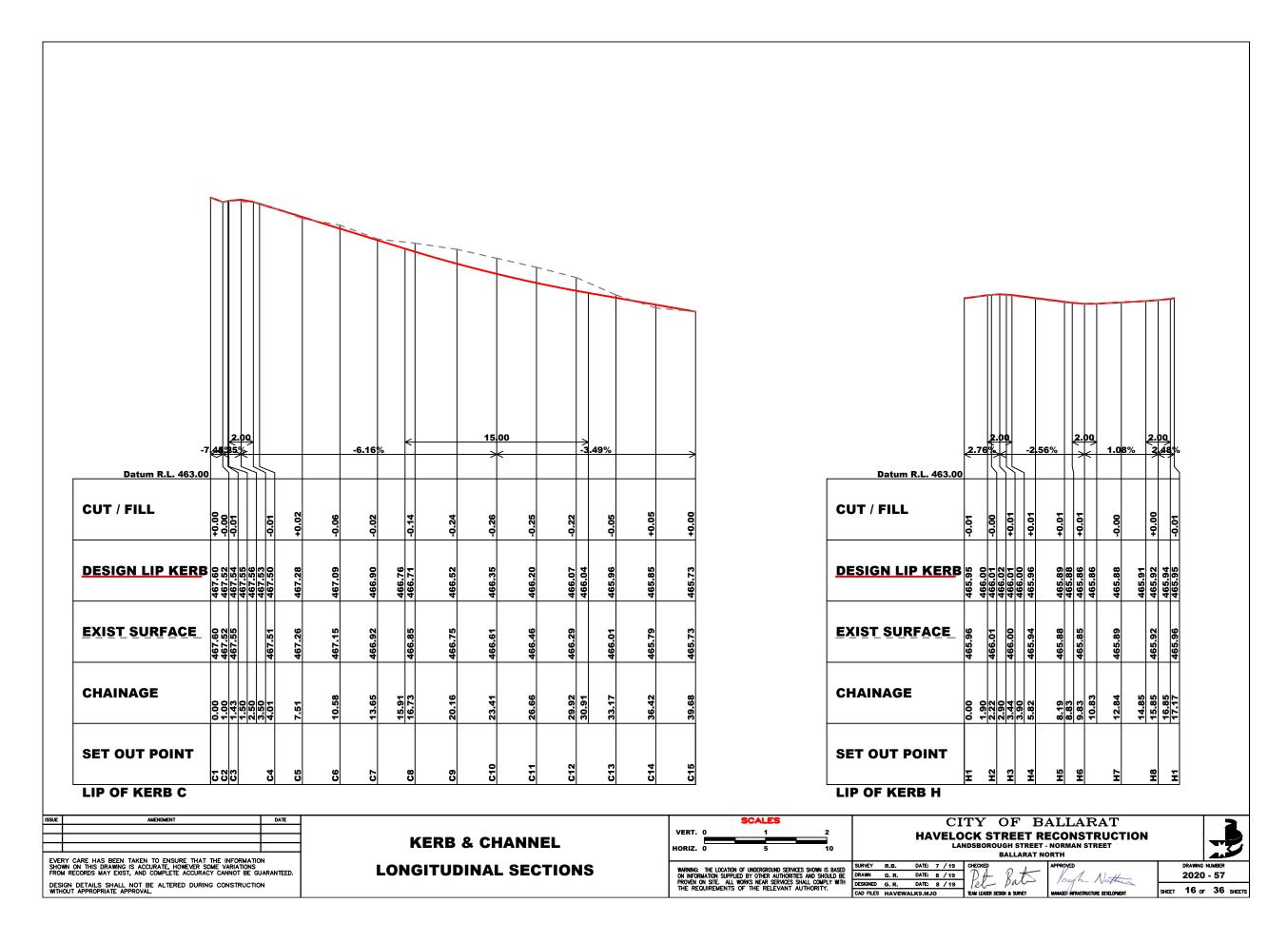


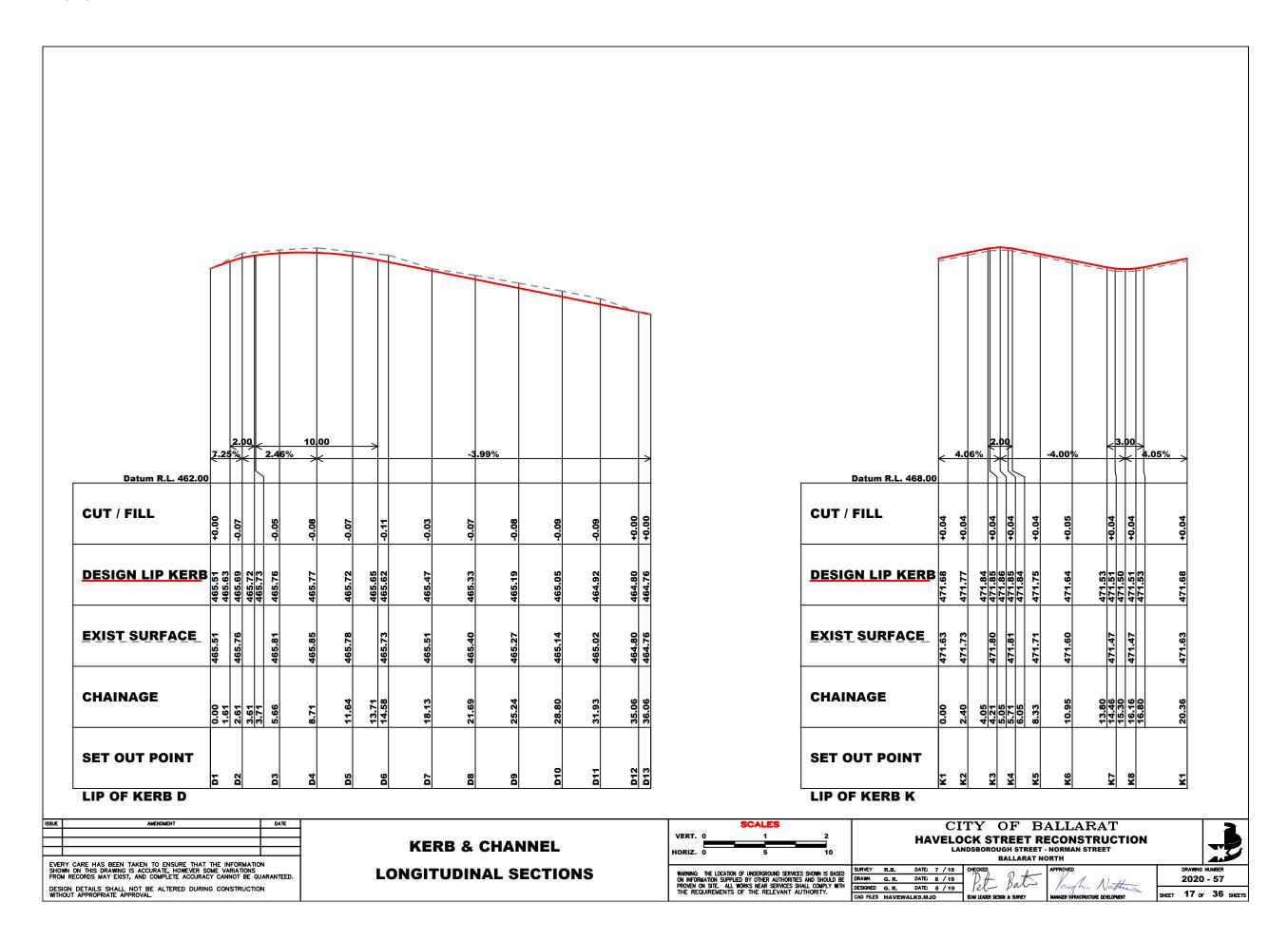




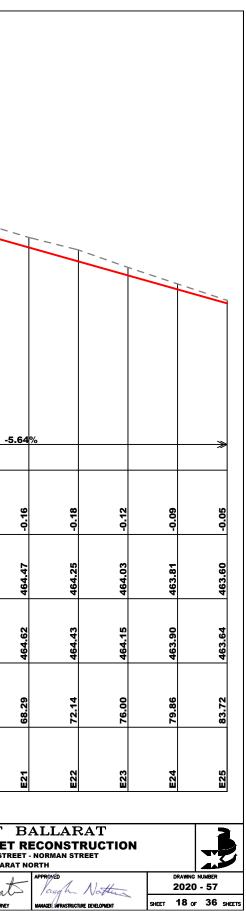


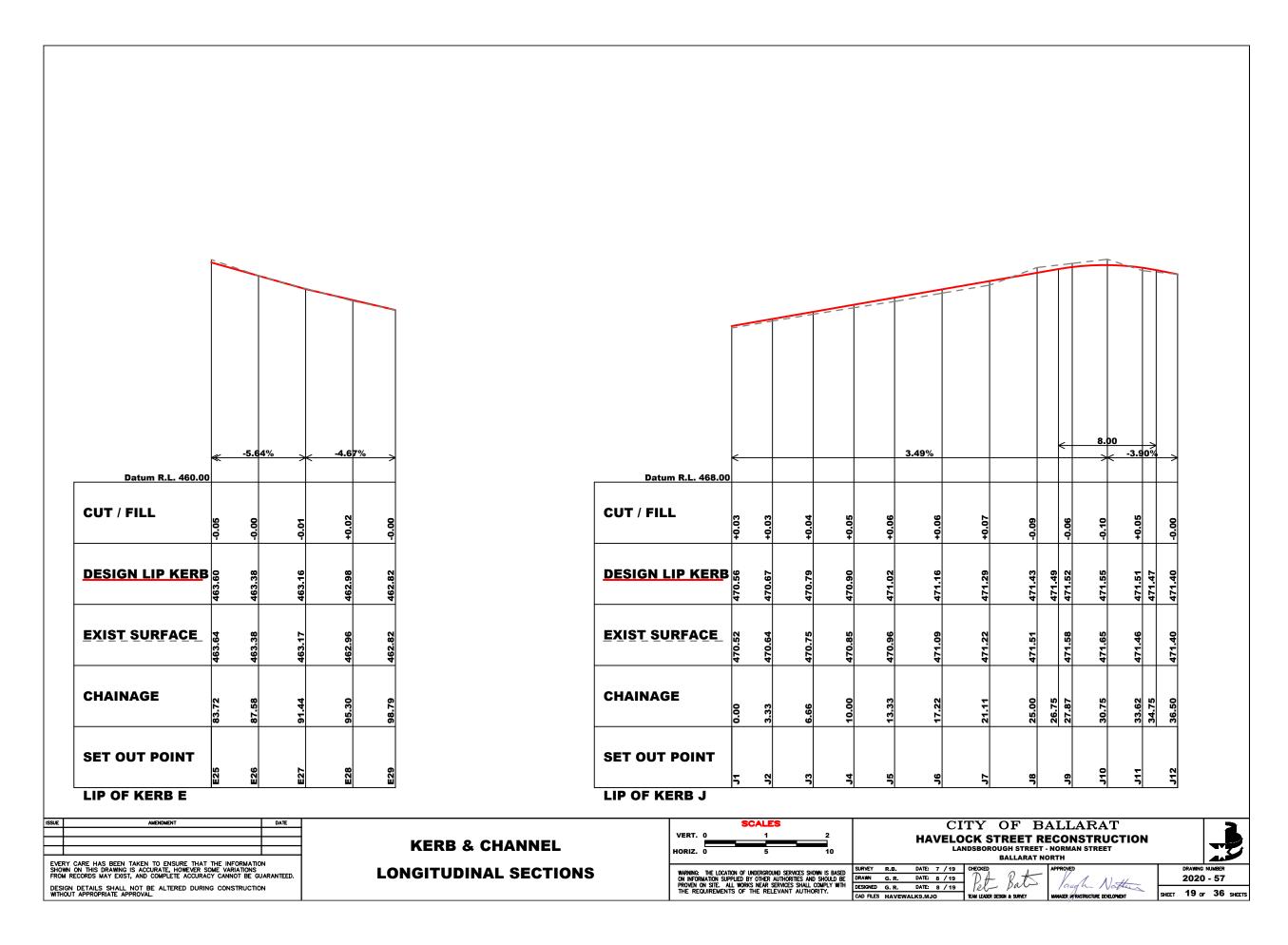






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