



MEETING OF SPECIAL COUNCIL

MINUTES

WEDNESDAY 8 NOVEMBER 2017

AT 5PM

COPACC



COLAC OTWAY SHIRE SPECIAL COUNCIL MEETING

8 NOVEMBER 2017

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COLAC OTWAY SHIRE SPECIAL COUNCIL MEETING

MINUTES of the SPECIAL MEETING OF THE COLAC OTWAY SHIRE COUNCIL held at COPACC
on 8 November 2017 at 5pm.

1. OPENING OF MEETING

Good afternoon Ladies and Gentlemen. I formally declare this Special Meeting of the Colac Otway Shire open. My name is Robert Dobrzynski and I am the Acting Chief Executive Officer of the Colac Otway Shire. I'd like to welcome you all to this Special Meeting. Today the Council will be electing the Mayor and Deputy Mayor in accordance with provisions of the *Local Government Act 1989*. As the position of Mayor under the provisions of the *Local Government Act* becomes vacant on 6am on the day of the election of Mayor, I will act in the position of Chair until the Council elects a Mayor.

OPENING PRAYER

*Almighty God, we seek your
blessing and guidance in our
deliberations on behalf of the
people of the Colac Otway Shire.
Enable this Council's decisions to be
those that contribute to the true
welfare and betterment of our community.*

AMEN

2. PRESENT

Cr Kate Hanson
Cr Stephen Hart
Cr Joe McCracken
Cr Chris Potter
Cr Jason Schram
Cr Chris Smith
Cr Terry Woodcroft

Robert Dobrzynski, Chief Executive Officer
Errol Lawrence, General Manager, Corporate Services
Tony McGann, General Manager, Infrastructure & Leisure Services
Gareth Smith, General Manager, Development & Community Services
Sarah McKew, Acting Manager, Governance & Customer Service
Lyndal McLean, Acting Governance Officer
Melanesia Carson, Communications Officer
Tamzin McLennan, Communications Coordinator
Sarah Osborne, Communications Officer

Trevor Olsson, Manager, People Performance & Culture
Ian Seuren, Manager, Arts & Leisure

3. APOLOGIES

Nil

4. WELCOME & ACKNOWLEDGEMENT OF COUNTRY

I would like to start this evening by acknowledging the traditional custodians and law makers of this land, their elders past and present and welcome any descendants here today.

I would like to advise that all Council meetings are audio recorded, with the exception of confidential matters. This includes the public participation sections of meetings.

Audio recordings of meetings are taken to facilitate the preparation of the minutes of open Council and Committee meetings and to ensure their accuracy.

In some circumstances a recording will be disclosed to a third party. Those circumstances include, but are not limited to, circumstances, such as where Council is compelled to disclose an audio recording because it is required by law, such as the Freedom of Information Act 1982, or by court order, warrant, or subpoena or to assist in an investigation undertaken by the Ombudsman or the Independent Broad-based Anti-corruption Commission.

Council will not use or disclose the recordings for any other purpose. It is an offence to make an unauthorized recording of the meeting.

The sole purpose of the Special Meeting is to elect the Mayor, elect the Deputy Mayor, appoint Councillors to Internal Committees and to various committees and external bodies.

5. QUESTION TIME

At every Special Meeting, a public question time not exceeding 30 minutes will be held to enable any member of the public to question Council but only on items directly related to the Agenda today (Clause 100). Questions that are more general in nature can either be submitted to Council in writing or asked at the next Ordinary Council meeting.

Please remember, you must ask a question. If you do not ask a question you will be asked to sit down and the next person will be invited to ask a question. Question time not a forum for public debate or statements.

1. Questions received in writing prior to the meeting

Mr James Judd

What is the actual proposed term of the Mayor to be elected on 8/11/2017? Is it 12 month period or is it for a two year period, since five years ago to avoid an election in a State Government election year, Council granted a two year term to the elected Councillor?

Response from General Manager, Corporate Services

The *Local Government Act 1989* states that before a Mayor is elected, the Council may resolve to elect a Mayor for a term of two years. Therefore Councillors will be able to determine the term of the Mayor, that is if it is to be for one year or two years.

Response from Acting Chief Executive Officer

I would just add that the default position is one year. So unless the Council specifically passes a resolution for a term of two years, the term is one year.

2. Questions from the floor

Nil

6. **DECLARATION OF INTEREST**

Nil

SPECIAL COUNCIL MEETING
ELECTION OF THE MAYOR
SC170811-1

| | | | |
|---------------------------|---|------------------------|--------------------|
| LOCATION / ADDRESS | Not applicable | GENERAL MANAGER | Errol Lawrence |
| OFFICER | Sarah McKew | DEPARTMENT | Corporate Services |
| TRIM FILE | F17/6554 | CONFIDENTIAL | No |
| ATTACHMENTS | Nil | | |
| PURPOSE | To elect the Mayor of the Colac Otway Shire | | |

RESOLUTION

NOMINATION 1 – Cr Chris Potter

MOVED Cr Stephen Hart seconded Cr Terry Woodcroft

For the Nomination: Three votes

NOMINATION 2 – Cr Joe McCracken

MOVED Cr Jason Schram seconded Cr Joe McCracken

For the Nomination: Four votes

Having received an absolute majority of votes, Cr Joe McCracken is duly elected the Mayor of Colac Otway Shire until the next Special meeting to be held in accordance with the Local Government Act 1989 to determine the election of the Mayor.

SPECIAL COUNCIL MEETING
ELECTION OF THE DEPUTY MAYOR
SC170811-2

| | | | |
|---------------------------|---|------------------------|--------------------|
| LOCATION / ADDRESS | Not applicable | GENERAL MANAGER | Errol Lawrence |
| OFFICER | Sarah McKew | DEPARTMENT | Corporate Services |
| TRIM FILE | F17/6554 | CONFIDENTIAL | No |
| ATTACHMENTS | Nil | | |
| PURPOSE | For Council to consider the election of a Deputy Mayor of the Colac Otway Shire Council | | |

RESOLUTION

NOMINATION – Cr Jason Schram

MOVED Cr Terry Woodcroft seconded Cr Kate Hanson

Having received no further nominations, Cr Jason Schram is duly elected Deputy Mayor of Colac Otway Shire until the next Special meeting to be held in accordance with the Local Government Act 1989 to determine the election of the Deputy Mayor.

SPECIAL COUNCIL MEETING
**APPOINTMENTS OF COUNCILLORS TO
INTERNAL COMMITTEES**

SC170811-3

| | | | |
|---------------------------|---|------------------------|--------------------|
| LOCATION / ADDRESS | Whole of municipality | GENERAL MANAGER | Errol Lawrence |
| OFFICER | Sarah McKew | DEPARTMENT | Corporate Services |
| TRIM FILE | F17/6554 | CONFIDENTIAL | No |
| ATTACHMENTS | Nil | | |
| PURPOSE | To appoint/reappoint Councillors to Internal Committees | | |

RESOLUTION

MOVED Cr Terry Woodcroft seconded Cr Jason Schram

Recommendation 1

That Council appoints all Councillors as members of the Planning Committee.

Recommendation 2

That Council appoints all Councillors as members of the Chief Executive Officer Appraisal Committee until determined otherwise.

Recommendation 3

That Council appoints all Councillors as members of the Special Committee.

Recommendation 4

That Council appoints Cr Hart and Cr Schram as members of the Audit Committee until determined otherwise.

Recommendation 5

That Council appoints Cr Smith as a member of the Central Reserve Advisory Committee until determined otherwise.

Recommendation 6

That Council appoints Cr Smith as a member of the Colac Livestock Selling Centre Advisory Committee until determined otherwise.

Recommendation 7

That Council appoints Cr McCracken as a member of the Friends of the Colac Botanic Gardens Committee until determined otherwise.

Recommendation 8

That Council appoints Cr Schram and Cr Smith as members of the Lake Colac Co-ordinating Committee until determined otherwise.

CARRIED 7 : 0

SPECIAL COUNCIL MEETING

APPOINTMENTS OF COUNCILLORS TO EXTERNAL COMMITTEES AND BODIES

SC170811-4

| | | | |
|---------------------------|--|------------------------|--------------------|
| LOCATION / ADDRESS | Whole of municipality | GENERAL MANAGER | Errol Lawrence |
| OFFICER | Sarah McKew | DEPARTMENT | Corporate Services |
| TRIM FILE | F17/6554 | CONFIDENTIAL | No |
| ATTACHMENTS | Nil | | |
| PURPOSE | To consider the appointments of Councillors and Council officers to various committees and external bodies | | |

ORIGINAL RECOMMENDATION

Recommendation 1

That Council appoints the Mayor to the Apollo Bay Harbour EOI Project Control Group until determined otherwise.

Recommendation 2

That Council appoints Cr Potter to the Australian Local Government Association (ALGA) until determined otherwise.

Recommendation 3

That Council appoints Cr Smith to the Barnard Trust Committee until determined otherwise.

Recommendation 4

That Council appoints Cr Hart to the Barwon South West Waste and Resource Recovery Local Government Forum until determined otherwise.

Recommendation 5

That Council appoints Cr Hart to the Colac Community Library and Learning Centre Joint Use Committee until determined otherwise.

Recommendation 6

That Council appoints Cr Woodcroft to the Colac Otway Network of Community Centres until determined otherwise.

Recommendation 7

That Council appoints Cr Potter to the Colac Road Safety Group until determined otherwise.

Recommendation 8

That Council appoints Cr Hanson and Cr Hart to the Community Hub Inc until determined otherwise.

Recommendation 9

That Council appoints Cr McCracken and Cr Smith to the COPACC Trust until determined otherwise.

Recommendation 10

That Council appoints Cr Hart to the Corangamite Regional Library Corp until determined otherwise.

Recommendation 11

That Council appoints the Mayor to the G21 Board until determined otherwise.

Recommendation 12

That Council appoints Cr Hart to the Lavers Hill and District Emergency Response Planning Committee until determined otherwise.

Recommendation 13

That Council appoints Cr Hart to the Lavers Hill Swimming Pool Committee of Management until determined otherwise.

Recommendation 14

That Council appoints the Mayor to the Mooleric Road Quarry Committee until determined otherwise.

Recommendation 15

That Council appoints Cr Smith to the Municipal Aerodrome Committee – Colac until determined otherwise.

Recommendation 16

That Council appoints Cr Woodcroft to the Municipal Association of Victoria until determined otherwise.

Recommendation 17

That Council appoints Cr Potter and Cr..... to the Municipal Emergency Management Planning Committee until determined otherwise.

Recommendation 18

That Council appoints Cr Potter and Cr to the Municipal Fire Management Planning Committee until determined otherwise.

Recommendation 19

That Council appoints Cr Smith to the S.86 Old Beechy Rail Trail Committee until determined otherwise.

Recommendation 20

That Council appoints Cr Smith to the Oudit Quarry Consultative Committee until determined otherwise.

Recommendation 21

That Council appoints Cr Hanson and Cr Hart (proxy) to the Otways Tourism Advisory Committee until determined otherwise.

Recommendation 22

That Council appoints Cr Potter to the Port of Apollo Bay Consultative Group until determined otherwise.

Recommendation 23

That Council appoints Cr Woodcroft to the Rural Council of Victoria until determined otherwise.

Recommendation 24

That Council appoints Cr Smith to the Rural Financial Counselling Service Vic – Wimmera Southwest (RFC) until determined otherwise.

Recommendation 25

That Council appoints Cr Smith and Cr McCracken (proxy) to the Tirrengower Drainage Scheme Committee of Management until determined otherwise.

Recommendation 26

That Council appoints Cr Smith to the Weeds Consultative Committee until determined otherwise.

Recommendation 27

That Council appoints Cr Woodcroft to G21 Pillar Membership – Arts and Culture until determined otherwise.

Recommendation 28

That Council appoints Cr Potter to the G21 Pillar Membership – Economic Development until determined otherwise.

Recommendation 29

That Council appoints Cr Hart to the G21 Pillar Membership – Education and Training until determined otherwise.

Recommendation 30

That Council appoints Cr Hart to the G21 Pillar Membership - Environment until determined otherwise.

Recommendation 31

That Council appoints Cr Hanson to the G21 Pillar Membership – Health and Well Being until determined otherwise.

Recommendation 32

That Council appoints Cr McCracken to the G21 Pillar Membership – Planning and Services until determined otherwise.

Recommendation 33

That Council appoints Cr Schram to the G21 Pillar Membership - Sports and Recreation until determined otherwise.

Recommendation 34

That Council appoints Cr Potter to the G21 Pillar Membership - Transportation until determined otherwise.

ALTERNATIVE MOTION

MOVED Cr Stephen Hart seconded Cr Terry Woodcroft

Recommendation 1

That Council appoints the Mayor to the Apollo Bay Harbour EOI Project Control Group until determined otherwise.

Recommendation 2

That Council appoints the Mayor or Deputy Mayor to the Australian Local Government Association (ALGA) until determined otherwise.

Recommendation 3

That Council appoints Cr Smith to the Barnard Trust Committee until determined otherwise.

Recommendation 4

That Council appoints Cr Hart to the Barwon South West Waste and Resource Recovery Local Government Forum until determined otherwise.

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Recommendation 33

That Council appoints Cr Schram to the G21 Pillar Membership - Sports and Recreation until determined otherwise.

Recommendation 34

That Council appoints Cr Potter to the G21 Pillar Membership - Transportation until determined otherwise.

CARRIED 7 : 0



The Meeting Was Declared Closed at 5.21pm

CONFIRMED at the meeting held on 22 NOVEMBER 2017

J McCrae
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