

MINUTES of the *ORDINARY COUNCIL MEETING OF THE COLAC-OTWAY SHIRE COUNCIL* held at the COPACC Meeting Rooms on 27 March 2013 at 5.00 pm.

1. 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 Lyn Russell (Mayor)
Cr Brian Crook
Cr Michael Delahunty
Cr Stephen Hart
Cr Mick McCrickard
Cr Chris Smith
Cr Terry Woodcroft

Rob Small, Chief Executive Officer
Colin Hayman, General Manager, Corporate & Community Services
Neil Allen, General Manager, Infrastructure & Services
Jack Green, General Manager, Sustainable Planning & Development
Rhonda Deigan, Executive Officer

3. APOLOGIES

Nil

4. MAYORAL STATEMENT

Colac Otway Shire acknowledges the original custodians and law makers of this land, their elders past and present and welcomes any descendents here today.

Colac Otway Shire encourages community input and participation in Council decisions. Council meetings provide an opportunity for the community to ask Council questions, either verbally at the meeting or in writing.

Please note that Council may not be able to answer some questions at the meeting. These will be answered later.

Council meetings enable Councillors to debate matters prior to decisions being made. I ask that we all behave in a courteous manner.

An audio recording of this meeting is being made for the purpose of ensuring the minutes of the meeting are accurate. In some circumstances the recording may be disclosed, such as where Council is compelled to do so by court order, warrant, subpoena or by any other law,

such as the Freedom of Information Act 1982. It is an offence to make an unauthorised recording of the meeting.

Thank you. Now 30 minutes is allowed for question time. 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. This is not a forum for public debate or statements.

1. Questions received in writing prior to the meeting (subject to attendance and time),
2. Questions from the floor.

5. QUESTION TIME

Questions Received in Writing Prior to the Meeting

James Judd

When will Council again arrange to conduct hard waste collections from properties instead of requiring items are taken to its arranged pickup sites? Plus how can Council justify allowing Apollo Bay to have two e-waste collection days of four hours each when it only allows one four hour day for the Colac region with a very much larger population base?

Response

Council has undertaken hard waste collections for the rural townships and coastal areas in 2011/2012 as the Stage 1 collection. Although a budget request was prepared, Stage 2 of the hard waste collection for Colac was not funded by Council in the budget process for the financial year, 2012/2013. The Colac hard waste collection has again been referred to the 2013/2014 budget process and the project will be subject to budget approval and allocation of funds. The project will be considered as part of the budget process.

The e-waste drop off in Apollo Bay was held at the local transfer station during trading hours. Due to the holiday population it was decided to include one weekend day as well as a weekday to cater for the large number of households who work outside the coastal areas during the week.

Questions Received Verbally at the Meeting

Tony Webber – Otway Forum

1. Why was there no report on the Apollo Bay & Otway District Agricultural Show in the events section of the CEO's Progress Report to Council?

Response:

The CEO apologized for the oversight.

(Note: The Colac Otway Shire Council Events Unit does not report on this event as it has no involvement with the organizing of the Apollo Bay & Otway District Agricultural Show which is held on private land.)

2. Has Council considered a Colac by-pass along Dennis Street starting at Queen Street and terminating at Scott Street or Armstrong Street?

Response:

The Mayor advised that this matter was listed for discussion on the agenda for today's meeting and if adopted today the Colac Heavy Vehicle By-Pass Study would

go out to the community for a six week consultation period. Further, Council has previously adopted a resolution preventing the creation of a by-pass near residential properties or schools.

Simon Arundell – Bungador

Is Council aware that the majority of people on the Colac Heavy Vehicle By-Pass Community Reference Group had a vested interest in the outcomes of the study and did not do the right thing by Colac in terms of possible by-pass routes?

Response:

The CEO advised that the Colac Heavy Vehicle By-Pass Study had been prepared based on advice received from sources wider than the community reference group and that the views of the community had been clearly heard through submissions to the study.

Bec Lang – Otway Derby Dolls

Is Council able to advise the timeframe for allowing access to the former Colac High School Hall and, with the impending temporary closure of the Bluewater Fitness Centre, will Council provide the Otway Derby Dolls with an alternative training facility during this time?

Response:

The CEO advised that it would be approximately three to four months before a decision will be made on the future use of the former Colac High School hall. At this stage, the Bluewater Fitness Centre would close for redevelopment in October or November 2013 and that the Manager, Recreation, Arts & Culture would work with user groups in an attempt to find alternative accommodation until works are completed.

Simon Arundell – Bungador

Is Council aware that Vic Roads has advised that Council would be responsible for the maintenance of Murray Street should a by-pass be created diverting traffic away from that street?

Response:

The Mayor stated that Council was aware of the Vic Roads' advice relating to the future management of Murray Street, Colac.

Tabling of Documents:

1. Petition received from Colac Otway Shire residents objecting to the establishment of a "Sex Shop" in Colac.
2. Letter from Simon Arundell regarding the need for differential rates.
3. A copy of the book, "75 Year History of the Polwarth & District Tennis Association Inc and Tennis in the Colac Region"

6. DECLARATION OF INTEREST

Rob Small:	OM132703-12 Draft Colac High School Master Plan
Nature of Interest:	Involved in development of a Trust to manage Merv Brunt's Truck Museum which is a proposed use for part of the land

7. CONFIRMATION OF MINUTES

- Ordinary Council Meeting held on the 27/02/13.

MOVED Cr Stephen Hart seconded Cr Michael Delahunty that Council confirm the above minutes.

CARRIED 7 : 0

OFFICERS' REPORTS

Chief Executive Officer

- OM132703-1 CEO'S PROGRESS REPORT TO COUNCIL
- OM132703-2 COUNCILLOR AND MAYORAL ALLOWANCES

Corporate and Community Services

- OM132703-3 APOLLO BAY AQUATIC CENTRE PROPOSAL
- OM132703-4 BIRREGURRA RECREATION RESERVE MASTER PLAN
- OM132703-5 INSTRUMENT OF DELEGATION - CHIEF EXECUTIVE OFFICER (CEO)
- OM132703-6 S6 INSTRUMENT OF DELEGATION - COUNCIL TO COUNCIL STAFF UPDATE
- OM132703-7 MELBOURNE CUP DAY/COLAC SHOW DAY PUBLIC HOLIDAY

Infrastructure and Services

- OM132703-8 COLAC HEAVY VEHICLE BY-PASS STUDY
- OM132703-9 COLAC LIVESTOCK SELLING CENTRE ADVISORY COMMITTEE
- OM132703-10 ROAD MANAGEMENT COMPLIANCE REPORT

Sustainable Planning and Development

- OM132703-11 RESPONSE TO THE GREAT OCEAN ROAD INTERIM REGIONAL TOURISM BOARD REPORT TO STAKEHOLDERS
- OM132703-12 DRAFT COLAC HIGH SCHOOL MASTER PLAN
- OM132703-13 COLAC OTWAY HERITAGE OVERLAY AUDIT AND FORMER COLAC-BEECH FOREST-CROWES RAILWAY HERITAGE ASSESSMENT
- OM132703-14 OTWAY COAST COMMITTEE MEMORANDUM OF UNDERSTANDING
- OM132703-15 UPDATE ON STATUS OF G21 REGIONAL GROWTH PLAN IMPLEMENTATION PLAN
- OM132703-16 LOCAL LAWS REVIEW

General Business

- OM132703-17 ASSEMBLY OF COUNCILLORS
- OM132703-18 MINUTES OF COLAC COMMUNITY LIBRARY AND LEARNING CENTRE JOINT COMMITTEE

CHIEF EXECUTIVE OFFICER

ITEM	
<u>OM132703-1</u>	<u>CEO'S PROGRESS REPORT TO COUNCIL</u>
<u>OM132703-2</u>	<u>COUNCILLOR AND MAYORAL ALLOWANCES</u>

OM132703-1

CEO'S PROGRESS REPORT TO COUNCIL

AUTHOR:	Rhonda Deigan	ENDORSED:	Rob Small
DEPARTMENT:	Executive	FILE REF:	CLF11/24

***MOVED Cr Brian Crook seconded Cr Mick McCrickard
That Council notes the CEO's Progress Report to Council.***

CARRIED 7 : 0

OM132703-2 COUNCILLOR AND MAYORAL ALLOWANCES

AUTHOR:	Colin Hayman	ENDORSED:	Rob Small
DEPARTMENT:	Executive	FILE REF:	F11/3291

MOVED Cr Brian Crook seconded Cr Stephen Hart

That Council sets the following Mayoral and Councillor allowances from 1 May 2013 in accordance with sections 74 and 223 of the Local Government Act 1989:

- (a) Mayoral Allowance - \$65,000***
- (b) Councillor Allowance - \$21,480***

CARRIED 5 : 2

DIVISION called by Cr Chris Smith

For the Motion: Cr Stephen Hart, Cr Brian Crook, Cr Lyn Russell, Cr Mick McCrickard, Cr Terry Woodcroft

Against the Motion: Cr Chris Smith, Cr Michael Delahunty

CORPORATE AND COMMUNITY SERVICES

ITEM	
<u>OM132703-3</u>	<u>APOLLO BAY AQUATIC CENTRE PROPOSAL</u>
<u>OM132703-4</u>	<u>BIRREGURRA RECREATION RESERVE MASTER PLAN</u>
<u>OM132703-5</u>	<u>INSTRUMENT OF DELEGATION - CHIEF EXECUTIVE OFFICER (CEO)</u>
<u>OM132703-6</u>	<u>S6 INSTRUMENT OF DELEGATION - COUNCIL TO COUNCIL STAFF UPDATE</u>
<u>OM132703-7</u>	<u>MELBOURNE CUP DAY/COLAC SHOW DAY PUBLIC HOLIDAY</u>

OM132703-3

APOLLO BAY AQUATIC CENTRE PROPOSAL

AUTHOR:	Ian Seuren	ENDORSED:	Colin Hayman
DEPARTMENT:	Corporate & Community Services	FILE REF:	F11/2991

Original Recommendation(s)**That Council:**

1. ***Provides in-principle commitment to the ongoing operational costs of a proposed Apollo Bay Indoor Aquatic Centre, subject to external funds being sourced for the capital construction of the facility.***
2. ***Continues to work with the Apollo Bay Aquatic Centre Committee to investigate means to reduce the financial commitment required for ongoing operations.***
3. ***Supports the Apollo Bay Aquatic Centre Committee to lobby state and federal governments for capital funds for construction of an indoor aquatic centre in Apollo Bay.***

MOTION - MOVED Cr Michael Delahunty seconded Cr Mick McCrickard**That Council:**

1. ***Provides in-principle commitment to the ongoing operational costs of a proposed Apollo Bay Indoor Aquatic Centre, subject to funding of operational costs from recurrent expenditure and subject to external funds being sourced for the capital construction of the facility.***
2. ***Continues to work with the Apollo Bay Aquatic Centre Committee to investigate means to reduce the financial commitment required for ongoing operations.***
3. ***Supports the Apollo Bay Aquatic Centre Committee to lobby state and federal governments for capital funds for construction of an indoor aquatic centre in Apollo Bay.***

CARRIED 7 : 0

OM132703-4**BIRREGURRA RECREATION RESERVE MASTER PLAN**

AUTHOR:	Ian Seuren	ENDORSED:	Colin Hayman
DEPARTMENT:	Corporate & Community Services	FILE REF:	F12/438

MOVED Cr Brian Crook seconded Cr Terry Woodcroft

That Council notes the Birregurra Recreation Reserve Master Plan.

CARRIED 7 : 0

OM132703-5

INSTRUMENT OF DELEGATION - CHIEF EXECUTIVE OFFICER (CEO)

AUTHOR:	Colin Hayman	ENDORSED:	Rob Small
DEPARTMENT:	Corporate & Community Services	FILE REF:	11/96474

Original Recommendation(s)

That Council in the exercise of the powers conferred by section 98(1) of the Local Government Act 1989 (the Act) and the other legislation referred to in the attached instrument of delegation, resolves that:

- 1. There be delegated to the person holding the position, acting in or performing the duties of Chief Executive Officer the powers, duties and functions set out in the Instrument of Delegation to the Chief Executive Officer, subject to the conditions and limitations specified in that Instrument.***
- 2. The instrument comes into force immediately the common seal of Council is affixed to the instrument.***
- 3. On the coming into force of the instrument all previous delegations to the Chief Executive Officer are revoked.***
- 4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.***
- 5. It is noted that the Instrument includes a power of delegation to members of Council staff, in accordance with section 98(3) of the Act.***

MOTION - MOVED Cr Stephen Hart seconded Cr Michael Delahunty

That Council in the exercise of the powers conferred by section 98(1) of the Local Government Act 1989 (the Act) and the other legislation referred to in the attached instrument of delegation, resolves that :

- 1. There be delegated to the person holding the position, acting in or performing the duties of Chief Executive Officer the powers, duties and functions set out in the Instrument of Delegation to the Chief Executive Officer, subject to the conditions and limitations specified in that Instrument.***
- 2. The instrument comes into force immediately the common seal of Council is affixed to the instrument.***
- 3. On the coming into force of the instrument all previous delegations to the Chief Executive Officer are revoked.***
- 4. The duties and functions set out in the instrument must be performed, and the powers set out in the instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.***

It is noted that the Instrument includes a power of delegation to members of Council staff, in accordance with section 98(3) of the Act.

6. *The CEO to organise a Councillor workshop to review this Instrument of Delegation by the 30 June 2013.*

CARRIED 6 : 1

OM132703-6

**S6 INSTRUMENT OF DELEGATION - COUNCIL TO
COUNCIL STAFF UPDATE**

AUTHOR:	Colin Hayman	ENDORSED:	Rob Small
DEPARTMENT:	Corporate & Community Services	FILE REF:	11/96474

Original Recommendation(s)

That Council, in the exercise of the powers conferred by section 98(1) of the Local Government Act 1989 (the Act) and the other legislation referred to in the tabled Instrument of Delegation, resolves that:

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the tabled Instrument of Delegation to members of Council staff, the powers, duties and functions set out in that Instrument, subject to the conditions and limitations specified in that Instrument.*
- 2. The Chief Executive Officer is authorised to affix the Common Seal to the Instrument. The Instrument comes into force immediately the common seal of Council is affixed.*
- 3. On the coming into force of the Instrument all previous delegations to members of Council staff (other than the Chief Executive Officer) are revoked.*
- 4. The duties and functions set out in the Instrument must be performed and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that may from time to time be adopted.*

MOTION - MOVED Cr Stephen Hart seconded Cr Michael Delahunty

That Council, in the exercise of the powers conferred by section 98(1) of the Local Government Act 1989 (the Act) and the other legislation referred to in the tabled Instrument of Delegation, resolves that:

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the tabled Instrument of Delegation to members of Council staff, the powers, duties and functions set out in that Instrument, subject to the conditions and limitations specified in that Instrument.*
- 2. The Chief Executive Officer is authorised to affix the Common Seal to the Instrument. The Instrument comes into force immediately the common seal of Council is affixed.*
- 3. On the coming into force of the Instrument all previous delegations to members of Council staff (other than the Chief Executive Officer) are revoked.*

4. *The duties and functions set out in the Instrument must be performed and the powers set out in the Instrument must be executed, in accordance with any guidelines or policies of Council that may from time to time be adopted.*
5. *The CEO to organise a Councillor workshop to review this Instrument of Delegation by the 30 June 2013.*

CARRIED 7 : 0

OM132703-7

MELBOURNE CUP DAY/COLAC SHOW DAY PUBLIC HOLIDAY

AUTHOR:	Colin Hayman	ENDORSED:	Rob Small
DEPARTMENT:	Corporate & Community Services	FILE REF:	11/96507

Original Recommendation(s)***That Council:***

- 1. Nominates the Colac Show Day (Friday) to be the public holiday as a substitute for Melbourne Cup Day for the next 4 years being 2013, 2014, 2015 and 2016.***
- 2. Writes to the Minister for Innovation, Services and Small Business requesting the alternative arrangements for Melbourne Cup Day.***

MOTION - MOVED Cr Mick McCrickard seconded Cr Brian Crook***That Council nominates Melbourne Cup Day to be the public holiday for the next 4 years being 2013, 2014, 2015 and 2016.******LOST 2 : 5******DIVISION called by Cr Chris Smith******For the Motion: Cr Brian Crook, Cr Mick McCrickard******Against the Motion: Cr Chris Smith, Cr Stephen Hart, Cr Lyn Russell, Cr Terry Woodcroft, Cr Michael Delahunty******MOTION - MOVED Cr Terry Woodcroft seconded Cr Chris Smith******That Council:***

- 1. Nominates the Colac Show Day (Friday) to be the public holiday as a substitute for Melbourne Cup Day for the next 4 years being 2013, 2014, 2015 and 2016.***
- 2. Writes to the Minister for Innovation, Services and Small Business requesting the alternative arrangements for Melbourne Cup Day.***

CARRIED 7 : 0

INFRASTRUCTURE AND SERVICES

ITEM	
<u>OM132703-8</u>	<u>COLAC HEAVY VEHICLE BY-PASS STUDY</u>
<u>OM132703-9</u>	<u>COLAC LIVESTOCK SELLING CENTRE ADVISORY COMMITTEE</u>
<u>OM132703-10</u>	<u>ROAD MANAGEMENT COMPLIANCE REPORT</u>

OM132703-8

COLAC HEAVY VEHICLE BY-PASS STUDY

AUTHOR:	Neil Allen	ENDORSED:	Rob Small
DEPARTMENT:	Infrastructure & Services	FILE REF:	F11/3291

Original Recommendation(s)***That Council:***

- 1. Instructs the consultant to investigate the following corridor routes for a Colac By-Pass:***
 - Option 1 – North of the Lake***
 - Option 2 – Lake Route***
 - Option 3 – Outer Southern Route***
 - Option 4 – Southern Route - Variation***
- 2. Instructs the consultant to commence the consultation process for the next stage of the study and report the final recommendation on the preferred Colac By-Pass route back to the Council for consideration and adoption.***

MOTION - MOVED Cr Michael Delahunty seconded Cr Chris Smith***That Council defers this item to the April 2013 Council meeting in order to permit Cr Delahunty time to explore an option for the rescinding of previous motions relating to this matter to allow the inclusion of a rail corridor option.******CARRIED 4 : 3******DIVISION called by Cr Stephen Hart******For the Motion: Cr Chris Smith, Cr Mick McCrickard, Cr Terry Woodcroft, Cr Michael Delahunty******Against the Motion: Cr Stephen Hart, Cr Brian Crook, Cr Lyn Russell***

OM132703-9

**COLAC LIVESTOCK SELLING CENTRE ADVISORY
COMMITTEE**

AUTHOR:	Neil Allen	ENDORSED:	Rob Small
DEPARTMENT:	Infrastructure & Services	FILE REF:	F12/915

Recommendation(s)

**MOTION - MOVED Cr Chris Smith seconded Cr Michael Delahunty that:
That Council:**

- 1) Receives the nomination from Mr Sergio Beani as the nominated Community Representative and thanks him for wanting to be part of the committee.**
- 2) Appoints Mr Sergio Beani to the Colac Livestock Selling Centre effective immediately.**

CARRIED 7 : 0

OM132703-10**ROAD MANAGEMENT COMPLIANCE REPORT**

AUTHOR:	Adam Lehmann	ENDORSED:	Neil Allen
DEPARTMENT:	Infrastructure & Services	FILE REF:	11/95454

MOVED Cr Brian Crook seconded Cr Mick McCrickard

That Council receives the Road Management Plan Compliance Report for the period July to December 2012 for information.

CARRIED 7 : 0

SUSTAINABLE PLANNING AND DEVELOPMENT

ITEM	
<u>OM132703-11</u>	<u>RESPONSE TO THE GREAT OCEAN ROAD INTERIM REGIONAL TOURISM BOARD REPORT TO STAKEHOLDERS</u>
<u>OM132703-12</u>	<u>DRAFT COLAC HIGH SCHOOL MASTER PLAN</u>
<u>OM132703-13</u>	<u>COLAC OTWAY HERITAGE OVERLAY AUDIT AND FORMER COLAC-BEECH FOREST-CROWES RAILWAY HERITAGE ASSESSMENT</u>
<u>OM132703-14</u>	<u>OTWAY COAST COMMITTEE MEMORANDUM OF UNDERSTANDING</u>
<u>OM132703-15</u>	<u>UPDATE ON STATUS OF G21 REGIONAL GROWTH PLAN IMPLEMENTATION PLAN</u>
<u>OM132703-16</u>	<u>LOCAL LAWS REVIEW</u>

**OM132703-11 RESPONSE TO THE GREAT OCEAN ROAD INTERIM
REGIONAL TOURISM BOARD REPORT TO
STAKEHOLDERS**

AUTHOR:	Mike Barrow	ENDORSED:	Jack Green
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

Original Recommendation(s)

That Council does not endorse the Great Ocean Road Tourism Interim Regional Tourism Board, Report to Stakeholders' Dec 2012 and writes to Tourism Victoria with the following recommendations:

- ***That Local Government funding contributions are set at current levels and costs to Council do not increase. Any increase over these levels be through collective negotiation with the member Councils along with associated levels of service increases.***
- ***That all staff of current regional tourism organisations be seconded to the new structure without loss of entitlements.***
- ***That the CEO be appointed through an independent open and competitive recruitment process.***
- ***That Colac Otway Shire retains the Colac and Great Ocean Road Visitor Information Centre at Apollo Bay and their respective staff.***
- ***That Colac Otway Shire retains the Tourism Development Officer position.***
- ***That, if established, the RTB undergo a process to evaluate the benefits of discarding the traditional membership subscriptions model of industry and that it consults with member municipalities before a final recommendation is made.***
- ***That if established the RTB, in response to local demand, strengthen the Great Ocean Road brand by limiting its use to appropriate areas within the wider region e.g. Surf Coast, Colac Otway and Corangamite Shires and allocate substantial funds for the marketing of the Great Ocean Road/Otways region.***
- ***That the overall funding model be adjusted to allow for a decrease in the City of Greater Geelong's contribution to a level that excludes their events and marketing budget.***
- ***That this shortfall in the budget be made up through an increased contribution by Tourism Victoria.***

MOTION - MOVED Cr Michael Delahunty seconded Cr Stephen Hart

That Council endorses the Great Ocean Road Tourism Interim Regional Tourism Board, Report to Stakeholders' December 2012 and writes to Tourism Vic advising Council's support is based upon the following conditions:

- ***That the proposed RTB embrace the challenges, opportunities and flexibility from developing a fully industry funded model from inception.***

- *That all staff of current regional tourism organisations be seconded to the new structure without loss of entitlements.*
- *That the CEO be appointed through an independent open and competitive recruitment process.*
- *That Colac Otway Shire retains the Colac and Great Ocean Road Visitor Information Centre at Apollo Bay and their respective staff.*
- *That Colac Otway Shire retains the Tourism Development Officer position.*

LOST 3 : 4

DIVISION called by Cr Stephen Hart

For the Motion: Cr Chris Smith, Cr Stephen Hart, Cr Michael Delahunty

Against the Motion: Cr Brian Crook, Cr Lyn Russell, Cr Mick McCrickard, Cr Terry Woodcroft

MOTION - MOVED Cr Brian Crook seconded Cr Mick McCrickard

That Council does not endorse the Great Ocean Road Tourism Interim Regional Tourism Board, Report to Stakeholders' Dec 2012 and writes to Tourism Victoria with the following recommendations:

- *That Local Government funding contributions are set at current levels and costs to Council do not increase. Any increase over these levels be through collective negotiation with the member Councils along with associated levels of service increases.*
- *That all staff of current regional tourism organisations be seconded to the new structure without loss of entitlements.*
- *That the CEO be appointed through an independent open and competitive recruitment process.*
- *That Colac Otway Shire retains the Colac and Great Ocean Road Visitor Information Centre at Apollo Bay and their respective staff.*
- *That Colac Otway Shire retains the Tourism Development Officer position.*
- *That, if established, the RTB undergo a process to evaluate the benefits of discarding the traditional membership subscriptions model of industry and that it consults with member municipalities before a final recommendation is made.*
- *That if established the RTB, in response to local demand, strengthen the Great Ocean Road brand by limiting its use to appropriate areas within the wider region e.g. Surf Coast, Colac Otway and Corangamite Shires and allocate substantial funds for the marketing of the Great Ocean Road/Otways region.*
- *That the overall funding model be adjusted to allow for a decrease in the City of Greater Geelong's contribution to a level that excludes their events and marketing budget.*
- *That this shortfall in the budget be made up through an increased contribution by Tourism Victoria.*

AMENDMENT - MOVED Cr Stephen Hart seconded Cr Terry Woodcroft

That the following point be added to the motion:

2. *Unless the above points are resolved, Council will not participate in the new Regional Tourism Board.*

LOST 2 : 5

MOTION - MOVED Cr Brian Crook seconded Cr Mick McCrickard

That Council does not endorse the Great Ocean Road Tourism Interim Regional Tourism Board, Report to Stakeholders' Dec 2012 and writes to Tourism Victoria with the following recommendations:

- *That Local Government funding contributions are set at current levels and costs to Council do not increase. Any increase over these levels be through collective negotiation with the member Councils along with associated levels of service increases.*
- *That all staff of current regional tourism organisations be seconded to the new structure without loss of entitlements.*
- *That the CEO be appointed through an independent open and competitive recruitment process.*
- *That Colac Otway Shire retains the Colac and Great Ocean Road Visitor Information Centre at Apollo Bay and their respective staff.*
- *That Colac Otway Shire retains the Tourism Development Officer position.*
- *That, if established, the RTB undergo a process to evaluate the benefits of discarding the traditional membership subscriptions model of industry and that it consults with member municipalities before a final recommendation is made.*
- *That if established the RTB, in response to local demand, strengthen the Great Ocean Road brand by limiting its use to appropriate areas within the wider region e.g. Surf Coast, Colac Otway and Corangamite Shires and allocate substantial funds for the marketing of the Great Ocean Road/Otways region.*
- *That the overall funding model be adjusted to allow for a decrease in the City of Greater Geelong's contribution to a level that excludes their events and marketing budget.*
- *That this shortfall in the budget be made up through an increased contribution by Tourism Victoria.*

CARRIED 6 : 1

OM132703-12

DRAFT COLAC HIGH SCHOOL MASTER PLAN

AUTHOR:	Mike Barrow	ENDORSED:	Jack Green
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

MOVED Cr Brian Crook seconded Cr Mick McCrickard

That Council:

- 1. Releases the Draft Colac High School Master Plan for a period of six weeks for community input.***
- 2. Requests that a further report be provided to Council following an analysis of this consultation process.***

CARRIED 7 : 0

The CEO left the meeting at 7.02pm.

OM132703-13

**COLAC OTWAY HERITAGE OVERLAY AUDIT AND
FORMER COLAC-BEECH FOREST-CROWES RAILWAY
HERITAGE ASSESSMENT**

AUTHOR:	Gemma Browning	ENDORSED:	Jack Green
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

MOVED Cr Brian Crook seconded Cr Terry Woodcroft

That Council:

- 1. Notes the recommendations from the Former Colac-Beech Forest-Crowes Railway Heritage Assessment.***
- 2. Proceeds with the preparation and exhibition of a planning scheme amendment to amend the Schedules of the Heritage Overlay, introduce and apply a new Schedule to the Significant Landscape Overlay to identified areas and make relevant changes to the Municipal Strategic Statement in accordance with the Heritage Audit 2013 and Colac-Beech Forest-Crowes Railway Heritage Assessment Report.***
- 3. Requests the Planning Minister to authorise the preparation of the amendment.***

CARRIED 7 : 0

Cr McCrickard left the meeting at 7.07pm.

OM132703-14

OTWAY COAST COMMITTEE MEMORANDUM OF UNDERSTANDING

AUTHOR:	Doug McNeill	ENDORSED:	Jack Green
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	11/95133

MOVED Cr Michael Delahunty seconded Cr Brian Crook

That Council resolves to enter into a Memorandum of Understanding with the Otway Coast Committee as attached to this report.

CARRIED 6 : 0

Cr McCrickard returned to the meeting at 7.10pm.

Cr Woodcroft left the meeting at 7.10pm.

OM132703-15**UPDATE ON STATUS OF G21 REGIONAL GROWTH PLAN
IMPLEMENTATION PLAN**

AUTHOR:	Doug McNeill	ENDORSED:	Jack Green
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/2194

MOVED Cr Brian Crook seconded Cr Stephen Hart

That Council notes the current status of the G21 Regional Growth Plan Implementation Plan.

CARRIED 6 : 0

Cr Woodcroft returned to the meeting at 7.13pm.

OM132703-16**LOCAL LAWS REVIEW**

AUTHOR:	Stewart Anderson	ENDORSED:	Jack Green
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

MOVED Cr Michael Delahunty seconded Cr Mick McCrickard

That Council:

- 1. Endorses the attached Draft Local Laws 1, 2 and 3 to be released for public comment for a period of six weeks.***
- 2. Requests that a further report be provided to Council following an analysis of the consultation process.***

CARRIED 7 : 0

GENERAL BUSINESS

ITEM	
<u>OM132703-17</u>	<u>ASSEMBLY OF COUNCILLORS</u>
<u>OM132703-18</u>	<u>MINUTES OF COLAC COMMUNITY LIBRARY AND LEARNING CENTRE JOINT COMMITTEE</u>

OM132703-17

ASSEMBLY OF COUNCILLORS

AUTHOR:	Rhonda Deigan	ENDORSED:	Rob Small
DEPARTMENT:	Executive	FILE REF:	F11/3291

MOVED Cr Stephen Hart seconded Cr Michael Delahunty

That Council notes the Assembly of Councillors reports for:

- ***Central Reserve Advisory Committee*** ***6 February 2013***
- ***Friends of the Botanic Gardens*** ***14 February 2013***
- ***Councillor Induction Tour*** ***20 February 2013***
- ***Councillor Workshop*** ***26 February 2013***
- ***Councillor Briefing Session*** ***27 February 2013***
- ***Lake Colac Coordinating Committee*** ***12 March 2013***
- ***Councillor Workshop*** ***13 March 2013***

CARRIED 7 : 0

OM132703-18**MINUTES OF COLAC COMMUNITY LIBRARY AND
LEARNING CENTRE JOINT COMMITTEE**

AUTHOR:	Colin Hayman	ENDORSED:	Rob Small
DEPARTMENT:	Corporate & Community Services	FILE REF:	F11/3291

MOVED Cr Stephen Hart seconded Cr Terry Woodcroft

That Council notes the minutes of the Colac Community Library and Learning Centre (CCLLC) Joint Committee for 17 October 2012.

CARRIED 7 : 0

Before moving in-committee, the Mayor apologized to Cr Hart for ruling a point of order against him at the 27 February 2013 Council meeting stating that in accordance with Local Law No 4, Clause 80:

"Rising to express a mere difference of opinion or to contradict a speaker will not be treated as a point of order".

IN COMMITTEE

MOVED Cr Terry Woodcroft seconded Cr Stephen Hart that pursuant to the provisions of Section 89(2) of the Local Government Act, the meeting be closed to the public and Council move "In-Committee" in order to adopt the Minutes arising from the In-Committee Council Meeting held on 27 February 2013.

CARRIED 7 : 0

Cr Smith left the meeting at 7.28 pm.

Resolution

MOVED Cr Brian Crook seconded Cr Stephen Hart that Council move "Out-of-Committee".

CARRIED 6 : 0

The Meeting Was Declared Closed at 7.31 pm

CONFIRMED AND SIGNED at the meeting held on 24 APRIL 2013

Lyn. E. Russell.....MAYOR

