

**MINUTES of the ORDINARY COUNCIL MEETING OF THE COLAC-OTWAY SHIRE COUNCIL** held at the COPACC Meeting Rooms on 25 September 2013 at 5.00 pm.

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**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 Frank Buchanan  
Cr Chris Smith  
Cr Terry Woodcroft

Rob Small, Chief Executive Officer  
Rick Morrow, Acting General Manager, Corporate & Community Services  
Adam Lehmann, Acting General Manager, Infrastructure & Services  
Doug McNeill, Acting General Manager, Sustainable Planning & Development  
Rhonda Deigan, Executive Officer

**3. APOLOGIES**

Colin Hayman, Jack Green

**4. MAYORAL STATEMENT**

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

All Council and Committee meetings are audio recorded, with the exception of matters identified as confidential items in the Agenda. This includes the public participation sections of the 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 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

### Tabling of Documents

- Letter from Peter Scott relating to the Tiger Rail Trail.

### Questions Received in Writing Prior to the Meeting

#### James Judd

1. If plastic shopping bags are not recyclable, how do you explain the claim that plastic bags with the recyclable symbol and numbers 1 to 7 in them are recyclable when some plastic shopping bags available in some stores also carry these details?

#### Response

***Plastic bags are not included in the items that can be recycled in Council's kerbside waste collection system. Empty plastic bags are unable to be sorted from other materials by existing machinery at the recycling plant. Plastics bags can get caught in the processing machinery at the recycling plant and can bring the entire sorting station at the facility to a halt.***

***To avoid contaminating the recycling stream, plastic bags are unable to be placed in the recycling bin for collection. Plastic bags are able to be dropped off at specially-marked recycling bins provided at most Coles and Woolworths supermarkets for recycling.***

**Stanley Kennett**

1. Will the Council start DNA testing, of dogs and dog poo to proof who has committed the crime of not cleaning up dog poo.

**Response:**

***Council officers are appropriately discharging their duties with regard to animal management and it is the clear responsibility of dog owners to clean up after their own animals. It is Council's view that the vast majority do so.***

***The cost of DNA testing is not considered warranted.***

**Questions Received Verbally at the Meeting**

**Alan Billing - Larpent**

1. In reference to the car hired for the opening of a bridge in the Otways, what was the cost of hiring the vehicle, who authorized the hiring of the vehicle and what value did it add to Council's road network?

**Response:**

***The Acting General Manager for Infrastructure and Services advised that these questions would need to be taken on notice.***

2. At what point in the future can other industries within the Colac Otway Shire expect to receive similar financial support to that provided to the tourism industry?

**Response:**

***The Mayor advised that this question would be taken on notice.***

**Joyce Cook – Beeac**

1. In reference to the request for a walking track on the Beeac Lake foreshore, why has the CEO refused to meet with us, as landowners of an adjoining property, to explain this project?

**Response:**

***The CEO advised that he had responded to Ms Cook's letters and had explained in them that he would meet with Ms Cook and Mr Kelentric when the project brief had been clarified.***

2. Why were we not allowed to attend the meeting held between the Colac Otway Shire, the Beeac Progress Association and the Department of Primary Industries and the Environment?

**Response:**

***The CEO stated that as previously explained to Ms Cook, the meeting was held to determine the wishes of the progress association and to explore possibilities with the relevant Government department. Once the project has been finalised the CEO will meet with Ms Cook and Mr Kelentric.***

***The Mayor reiterated that the project would need to be scoped out before a meeting be held with affected landowners.***

**Jordan Ditloff – Colac**

1. With reference to the requirement for a permit to change existing signage, how can Council reconcile the aim of being open for business to retain and attract new and existing businesses when there is what amounts to an unacceptable impost on new and existing businesses for rebranding or resigning in the main shopping strip of our town?

**Response:**

*The Acting General Manager for Sustainable Planning and Development stated that the Heritage Overlay had been introduced in the central business district (CBD) of Colac in 2008/2009 in response to a Heritage Study that had been commissioned to identify what parts of the Shire should be protected to maintain Colac's heritage culture into the future. A precinct based overlay was put in place over the CBD and while not all buildings have heritage significance, it was determined that it was important to protect those buildings that form part of the heritage culture of this town. The overlay is there to ensure that any future development is sympathetic to that heritage and the Colac retains the qualities it has now to attract new businesses to the town.*

*While it is understood that business owners would not like to go through the permit application process, the advice given to Mr Ditloff that a permit is required to change an existing sign or to erect a new sign is correct. However the 60 days quoted is a statutory requirement and Council would generally deal with the permit within the 60 days as there is no requirement to give public notice for changes to signage.*

*The important considerations in considering an application are in terms of the colour, design and location of the proposed sign.*

**6. DECLARATION OF INTEREST**

Cr Delahunty:	OM132509-7 Road Management Plan Review
Nature of Disclosure:	Indirect
Type of Indirect Interest:	78B
Nature of Interest:	Produced a report containing an opinion re Sand Road Glen Aire

Cr Delahunty:	OM132509-11 Planning Scheme Amendment C74 (Apollo Bay Settlement Boundary & Urban Design Review)
Nature of Disclosure:	Direct
Nature of Interest:	Owns property in commercial district of Apollo Bay

**7. CONFIRMATION OF MINUTES**

- Ordinary Council Meeting held on the 28/08/13
- Special Council Meeting held on the 11/9/13.

***MOVED Cr Stephen Hart seconded Cr Frank Buchanan that Council confirm the above minutes.***

***CARRIED 7 : 0***

## **OFFICERS' REPORTS**

### **Chief Executive Officer**

OM132509-1 CEO'S PROGRESS REPORT TO COUNCIL  
OM132509-2 OATH OF OFFICE

### **Corporate and Community Services**

OM132509-3 GUARANTEE OF COMMUNITY LOANS POLICY  
OM132509-4 GREAT OCEAN ROAD CLOSURE FOR EVENTS GUIDELINES REVIEW  
OM132509-5 KINDERGARTEN LICENCE AGREEMENTS WITH GLASTONBURY  
COMMUNITY SERVICES  
OM132509-6 COMMUNITY HOUSE LICENCE AGREEMENTS WITH GELLIBRAND  
COMMUNITY GROUP INC.

### **Infrastructure and Services**

OM132509-7 ROAD MANAGEMENT PLAN REVIEW

### **Sustainable Planning and Development**

OM132509-8 DRAFT TOURISM DIRECTIONAL SIGNAGE POLICY  
OM132509-9 RED ROCK REGION COMMUNITY INFRASTRUCTURE PLAN  
OM132509-10 ENDORSEMENT OF FINAL GREAT SOUTH COAST REGIONAL  
GROWTH PLAN  
OM132509-11 PLANNING SCHEME AMENDMENT C74 (APOLLO BAY SETTLEMENT  
BOUNDARY & URBAN DESIGN REVIEW)  
OM132509-12 REVIEW OF LOCAL LAW NUMBER 2  
OM132509-13 GREAT OCEAN ROAD REGIONAL TOURISM BOARD

### **General Business**

OM132509-14 ASSEMBLY OF COUNCILLORS  
OM132509-15 MINUTES FROM YOUTH COUNCIL MEETINGS

**CHIEF EXECUTIVE OFFICER**

<b>ITEM</b>	
<b><u>OM132509-1</u></b>	<b><u>CEO'S PROGRESS REPORT TO COUNCIL</u></b>
<b><u>OM132509-2</u></b>	<b><u>OATH OF OFFICE</u></b>

**OM132509-1****CEO'S PROGRESS REPORT TO COUNCIL**

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

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

***CARRIED 7 : 0***

**OM132509-2 OATH OF OFFICE**

AUTHOR:	Rhonda Deigan	ENDORSED:	Rob Small
DEPARTMENT:	Executive	FILE REF:	F13/546

***MOVED Cr Stephen Hart seconded Cr Michael Delahunty***

***That Council notes that Cr Frank Buchanan has taken the Oath of Office in accordance with section 63 of the Local Government Act 1989.***

***CARRIED 7 : 0***



**CORPORATE AND COMMUNITY SERVICES**

<b>ITEM</b>	
<b><u>OM132509-3</u></b>	<b><u>GUARANTEE OF COMMUNITY LOANS POLICY</u></b>
<b><u>OM132509-4</u></b>	<b><u>GREAT OCEAN ROAD CLOSURE FOR EVENTS GUIDELINES REVIEW</u></b>
<b><u>OM132509-5</u></b>	<b><u>KINDERGARTEN LICENCE AGREEMENTS WITH GLASTONBURY COMMUNITY SERVICES</u></b>
<b><u>OM132509-6</u></b>	<b><u>COMMUNITY HOUSE LICENCE AGREEMENTS WITH GELLIBRAND COMMUNITY GROUP INC.</u></b>

**OM132509-3****GUARANTEE OF COMMUNITY LOANS POLICY**

AUTHOR:	Colin Hayman	ENDORSED:	Rob Small
DEPARTMENT:	Corporate & Community Services	FILE REF:	11/96037

***MOVED Cr Stephen Hart seconded Cr Michael Delahunty  
That Council adopts the Guarantee of Community Loans Policy.***

***CARRIED 7 : 0***

**OM132509-4****GREAT OCEAN ROAD CLOSURE FOR EVENTS GUIDELINES  
REVIEW**

AUTHOR:	Jodie Fincham	ENDORSED:	Rick Morrow
DEPARTMENT:	Corporate & Community Services	FILE REF:	F12/1206

***MOVED Cr Frank Buchanan seconded Cr Brian Crook***

***That Council endorses the draft 'Guidelines for Considering the Closure of the Great Ocean Road to Conduct Events' and commences public exhibition for a period of six weeks.***

***CARRIED 7 : 0***

**OM132509-5 KINDERGARTEN LICENCE AGREEMENTS WITH GLASTONBURY  
COMMUNITY SERVICES**

AUTHOR:	Greg Fletcher	ENDORSED:	Rick Morrow
DEPARTMENT:	Corporate & Community Services	FILE REF:	F12/828

***MOVED Cr Terry Woodcroft seconded Cr Brian Crook***

***That Council execute the licence agreements between Colac Otway Shire Council and Glastonbury Community Services by signing and sealing the licence agreements for the kindergartens at 19 Dunoon Street, Colac, 5 Gilmartin Street, Colac and 1 Polwarth Street, Colac for a period of 3 years and at a rental charge of \$1 per annum for each property.***

**CARRIED 7 : 0**

**OM132509-6****COMMUNITY HOUSE LICENCE AGREEMENTS WITH GELLIBRAND  
COMMUNITY GROUP INC.**

AUTHOR:	Greg Fletcher	ENDORSED:	Rick Morrow
DEPARTMENT:	Corporate & Community Services	FILE REF:	F12/828

***MOVED Cr Terry Woodcroft seconded Cr Stephen Hart***

***That Council subject to Gellibrand Community Group Inc. receiving statutory planning approval, executes a licence agreement between Colac Otway Shire Council and Gellibrand Community Group Inc. by signing and sealing the licence agreement for a Community House to operate from the Maternal and Child Health Centre at 5 Main Road, Gellibrand for a period of 3 years and at a rental charge of \$1 per annum.***

***CARRIED 7 : 0***

**INFRASTRUCTURE AND SERVICES**

ITEM
<b><u>INFRASTRUCTURE AND SERVICES</u></b>
<b><u>OM132509-7 ROAD MANAGEMENT PLAN REVIEW</u></b>

**OM132509-7 ROAD MANAGEMENT PLAN REVIEW**

AUTHOR:	Adam Lehmann	ENDORSED:	Rob Small
DEPARTMENT:	Infrastructure & Services	FILE REF:	11/95398

Cr Delahunty:	OM132509-7 Road Management Plan Review
Nature of Disclosure:	Indirect
Type of Indirect Interest:	78B
Nature of Interest:	Produced a report containing an opinion re Sand Road Glen Aire

Having declared a conflict of interest in this item, Cr Delahunty left the meeting at 5.40pm.

**MOVED Cr Brian Crook seconded Cr Frank Buchanan**

**That Council:**

1. **Endorses the draft revised Road Management Plan and places the document on public exhibition for comment following section 223 of the Local Government Act 1989.**
2. **Does not consider the access track which services 150 Sand Road, Glenaire as a public road for the purposes of the Road Management Act 2004 at the present time.**
3. **Does not include the access which services 150 Sand Road, Glenaire on its Municipal Public Road Register at the present time.**
4. **Instructs Council officers to:**
  - a) **Commence discussions with officials from the Department of Environment and Primary Industries and the relevant landowners with a view to securing legal access to both 150 Sand Road and 310 Sand Road, Glenaire;**
  - b) **Following the appropriate legal access being declared, includes the access track which services both 150 Sand Road and 310 Sand Road, Glenaire on Council's Municipal Public Road Register; and**
  - c) **Writes to the parties providing a submission to Council's review of its Road Management Plan advising them of Council's resolution.**

**CARRIED 5 : 1**

**DIVISION called by Cr Stephen Hart**

**For the Motion: Cr Stephen Hart, Cr Brian Crook, Cr Lyn Russell, Cr Terry Woodcroft, Cr Frank Buchanan**

**Against the Motion: Cr Chris Smith**

Cr Delahunty returned to the meeting at 5.52pm

**SUSTAINABLE PLANNING AND DEVELOPMENT**

<b>ITEM</b>	
<b><u>SUSTAINABLE PLANNING AND DEVELOPMENT</u></b>	
<b><u>OM132509-8</u></b>	<b><u>DRAFT TOURISM DIRECTIONAL SIGNAGE POLICY</u></b>
<b><u>OM132509-9</u></b>	<b><u>RED ROCK REGION COMMUNITY INFRASTRUCTURE PLAN</u></b>
<b><u>OM132509-10</u></b>	<b><u>ENDORSEMENT OF FINAL GREAT SOUTH COAST REGIONAL GROWTH PLAN</u></b>
<b><u>OM132509-11</u></b>	<b><u>PLANNING SCHEME AMENDMENT C74 (APOLLO BAY SETTLEMENT BOUNDARY &amp; URBAN DESIGN REVIEW)</u></b>
<b><u>OM132509-12</u></b>	<b><u>REVIEW OF LOCAL LAW NUMBER 2</u></b>
<b><u>OM132509-13</u></b>	<b><u>GREAT OCEAN ROAD REGIONAL TOURISM BOARD</u></b>



**OM132509-8****DRAFT TOURISM DIRECTIONAL SIGNAGE POLICY**

AUTHOR:	Mike Barrow	ENDORSED:	Doug McNeill
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3417

***MOVED Cr Terry Woodcroft seconded Cr Frank Buchanan***

***That Council endorses the draft Tourism Directional Signage Policy and releases it for public exhibition for a period of 6 weeks.***

**CARRIED 7 : 0**

**OM132509-9****RED ROCK REGION COMMUNITY INFRASTRUCTURE  
PLAN**

AUTHOR:	Mike Barrow	ENDORSED:	Doug McNeill
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

***MOVED Cr Terry Woodcroft seconded Cr Brian Crook***

***That Council endorses the Red Rock Region Community Infrastructure Plan.***

***CARRIED 7 : 0***

OM132509-10

**ENDORSEMENT OF FINAL GREAT SOUTH COAST  
REGIONAL GROWTH PLAN**

AUTHOR:	Doug McNeill	ENDORSED:	Rob Small
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	11/96724

***MOVED Cr Frank Buchanan seconded Cr Brian Crook***

***That Council:***

- 1. Endorses the Great South Coast Regional Growth Plan as endorsed by the Great South Coast Regional Growth Plan Project Steering Committee on 16 August 2013;***
- 2. Notes the Consultation Report and the Background Report to the Great South Coast Regional Growth Plan;***
- 3. Requests the Minister for Planning to approve the Great South Coast Regional Growth Plan as endorsed; and***
- 4. Requests the Minister for Planning to support the development of an implementation plan and consult with Great South Coast councils on the regional growth plan's introduction into planning schemes.***

**CARRIED 7 : 0**

**OM132509-11 PLANNING SCHEME AMENDMENT C74 (APOLLO BAY SETTLEMENT BOUNDARY & URBAN DESIGN REVIEW)**

AUTHOR:	Don Lewis	ENDORSED:	Doug McNeill
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F13/4500

Cr Delahunty:	OM132509-11 Planning Scheme Amendment C74 (Apollo Bay Settlement Boundary & Urban Design Review)
Nature of Disclosure:	Direct
Nature of Interest:	Owns property in commercial district of Apollo Bay

Having declared a conflict of interest in this item, Cr Delahunty left the meeting at 5.59pm.

**Original Recommendation(s)**

**That Council:**

- 1. Includes the residential rezoning of land at 6280 and 6230 Great Ocean Road, Apollo Bay (Investigation Area 1) situated below the 40m contour as part of Amendment C74 that implements the recommendations of the Apollo Bay Settlement Boundary and Urban Design Review 2012.**
- 2. Includes the updating of the existing Development Plan and Framework Plan applying to the Marriners Vue site (Development Plan Overlay 4), and the introduction of a Design and Development Overlay over that land as part of Amendment C74.**

**MOTION - MOVED Cr Chris Smith:**

**That Council includes the updating of the existing Development Plan and Framework Plan applying to the Marriners Vue site (Development Plan Overlay 4), and the introduction of a Design and Development Overlay over that land as part of Amendment C74.**

**Due to a lack of a seconder, the motion lapsed.**

**MOTION - MOVED Cr Frank Buchanan seconded Cr Brian Crook:**

**That Council:**

- 1. Includes the residential rezoning of land at 6280 and 6230 Great Ocean Road, Apollo Bay (Investigation Area 1) situated below the 40m contour as part of Amendment C74, together with the introduction of a development plan overlay, that implements the recommendations of the Apollo Bay Settlement Boundary and Urban Design Review 2012.**

- 2. Includes the updating of the existing Development Plan and Framework Plan applying to the Marriners Vue site (Development Plan Overlay 4), and the introduction of a Design and Development Overlay over that land as part of Amendment C74.**

**CARRIED 5 : 1**

**DIVISION called by Cr Frank Buchanan**

**For the Motion: Cr Stephen Hart, Cr Brian Crook, Cr Lyn Russell, Cr Terry Woodcroft, Cr Frank Buchanan**

**Against the Motion: Cr Chris Smith**

Cr Delahunty returned to the meeting at 6.28pm.

**OM132509-12      REVIEW OF LOCAL LAW NUMBER 2**

AUTHOR:	Stewart Anderson	ENDORSED:	Doug McNeill
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

Cr Woodcroft left the meeting at 6.28pm.

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

- 1. Makes the following local law: Local Law No.2 - 2013 - General Local Law effective from 25 September 2013.**
- 2. Advertises in the Government Gazette and local media the making of: Local Law No.2 - 2013 - General Local Law**
- 3. Forwards a copy of: Local Law No.2 - 2013 - General Local Law to the Minister for Local Government.**
- 4. Amends the Local Law Procedure Document to stipulate that Section 129 of Local Law Number 2 be administered in the following manner:**
  - a. Matters will be investigated only when complaints are made to Council or where there are clear breaches of Section 128.**
  - b. Where there are no breaches of Section 128, permits will be issued free of charge.**
  - c. Where there are no breaches of Section 128, an educative approach will be taken to try to get the animals kept in a more appropriate manner.**
- 5. Enforcement measures will only be taken when breaches of Section 128 are sustained and educative measures have failed.**

**MOTION - MOVED Cr Chris Smith:****That Council:**

- 1. Makes the following local law: Local Law No.2 - 2013 - General Local Law effective from 25 September 2013.**
- 2. Omits any reference to any animals other than dogs and cats from Local Law No. 2 – 2013 – General Local Law.**
- 3. Advertises in the Government Gazette and local media the making of: Local Law No.2 - 2013 - General Local Law**
- 4. Forwards a copy of: Local Law No.2 - 2013 - General Local Law to the Minister for Local Government.**
- 5. Amends the Local Law Procedure Document to stipulate that Section 129 of Local Law Number 2 be administered in the following manner:**
  - a. Matters will be investigated only when complaints are made to Council or where**

- there are clear breaches of Section 128.*
- b. Where there are no breaches of Section 128, permits will be issued free of charge.*
  - c. Where there are no breaches of Section 128, an educative approach will be taken to try to get the animals kept in a more appropriate manner.*
- 6. Enforcement measures will only be taken when breaches of Section 128 are sustained and educative measures have failed.*

*This motion lapsed due the lack of a seconder.*

Cr Woodcroft returned to the meeting at 6.30pm.

**MOTION - MOVED Cr Terry Woodcroft seconded Cr Frank Buchanan:**

**That Council:**

- 1. Makes the following local law: Local Law No.2 - 2013 - General Local Law effective from 25 September 2013.**
- 2. Advertises in the Government Gazette and local media the making of: Local Law No.2 - 2013 - General Local Law**
- 3. Forwards a copy of: Local Law No.2 - 2013 - General Local Law to the Minister for Local Government.**
- 4. Amends the Local Law Procedure Document to stipulate that Section 129 of Local Law Number 2 be administered in the following manner:**
  - a. Matters will be investigated only when complaints are made to Council or where there are clear breaches of Section 128.*
  - b. Where there are no breaches of Section 128, permits will be issued free of charge.*
  - c. Where there are breaches of Section 128, an educative approach will be taken to try to get the animals kept in a more appropriate manner.*
- 5. Enforcement measures will only be taken when breaches of Section 128 are sustained and educative measures have failed.**

**CARRIED 6 : 1**

**DIVISION called by Cr Stephen Hart**

**For the Motion: Cr Stephen Hart, Cr Brian Crook, Cr Lyn Russell, Cr Terry Woodcroft, Cr Michael Delahunty, Cr Frank Buchanan**

**Against the Motion: Cr Chris Smith**

OM132509-13

## GREAT OCEAN ROAD REGIONAL TOURISM BOARD

AUTHOR:	Mike Barrow	ENDORSED:	Doug McNeill
DEPARTMENT:	Sustainable Planning & Development	FILE REF:	F11/3291

**Original Recommendation(s)**

***That Council endorses the formation of and participation in the proposed Great Ocean Road Regional Tourism Board and the recommendations as follows:***

1. ***That a new Regional Tourism Organisation (RTO) and Board be established for the geographic area of South West Victoria incorporating the Local Government Areas (LGA's) of Surf Coast, Colac Otway, Corangamite, Warrnambool, Moyne Shires.***
2. ***That the RTB be established as a Company Limited by Guarantee with the LGA Councils as its shareholders.***
3. ***That the name of the RTB be Great Ocean Road Regional Tourism Ltd (GORRT) to represent the geographic reach of the region beyond the Great Ocean Road.***
4. ***That the board of GORRT be as follow:***
  - a) ***LGA x 5 with one representative per LGA – Councillors or Officers***
  - b) ***Industry/Skill based x 5***
  - c) ***Independent Chair x 1***
  - d) ***Tourism Victoria, Parks Victoria and Regional Development Victoria be invited to nominate a senior executive as ex officio representatives.***
  - e) ***The independent Chair and industry/skill based Directors be appropriately remunerated.***
  - f) ***All positions to be for 3 years with 3 members retiring annually to provide for continuity and renewal. Skill and industry positions to be appointed via an expression of interest process. The Independent Chair to be appointed by Tourism Victoria in consultation with Local government shareholders.***
5. ***That the CEO be appointed through an independent open and competitive recruitment process.***
6. ***That a stakeholder group be established including representatives of all Local Government Areas – Surf Coast, Colac Otway, Corangamite, Warrnambool and Moyne. That the representative be either a Councillor or Officer.***
7. ***That a formal 3 year Memorandum of Understanding between GORRT and its shareholders/stakeholders (performance based) be negotiated.***
8. ***That the local government contributions remain at the current rate for the first year and progressing to an equitable balance between all local government partners over the next three years. CPI increases will apply.***
9. ***That GORRT make no change to the local government financial contribution model without full endorsement of the participating Council.***
10. ***That GORRT prepare a Strategic Business Plan for the region, based on the vision, mission, objectives and strategic goals developed by the Interim Regional Tourism Board. The plan to incorporate the Great Ocean Road Destination Management Plan and the progressive preparation of Tourism Destination Plans for the region's specific local destinations.***



11. ***That the core roles GORRT be:***
  - a) ***Strategic tourism planning for the development, marketing and management of the region.***
  - b) ***Cooperative marketing for the region and its destinations.***
  - c) ***Identification and facilitation of infrastructure, product and industry development priorities and initiatives for the region and specific destinations, in collaboration with stakeholders.***
  - d) ***Advocacy for the sustainable tourism development, marketing and management of the region.***
  - e) ***Discretionary tourism development, marketing and management functions, services and projects for LGA shareholders as delegated and agreed.***
  - f) ***Prepare and maintain a risk management plan for the region and its destinations.***
12. ***That Colac Otway Shire retains the Colac and Great Ocean Road Visitor Information Centre at Apollo Bay and their respective staff.***
13. ***That Colac Otway Shire retains the Tourism Development Officer position.***
14. ***That Shipwreck Coast Tourism be wound up and its functions, funding contributions and staffing without loss of entitlements be transferred to the Regional Tourism Board.***
15. ***That GORRT 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.***
16. ***That 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/Otway's region.***
17. ***That GORRT prepares a 3-year Operational Business Plan for 1023-16 based on the staffing and funding outcomes as determined by its foundation shareholders, Tourism Victoria cooperative marketing funding and industry contributions. The Business Plan to include a management and staffing organisation plan.***
18. ***That GORRT negotiate formal strategic alliance agreements with Tourism Victoria, Parks Victoria, Regional Development Victoria, G21, Great South Coast, neighbouring Regional Tourism Organisations and the Victoria Tourism Industry Council.***
19. ***That GORRT negotiate cooperative agreements with Local Tourism Organisations regarding industry contributions/membership funding share arrangements to encourage business participation and support at the local level. The agreements to also facilitate destination development, community participation and communication. This may include regular "Regional Tourism Forums".***
20. ***That Council formally nominate the Manager Economic Development as its representative to the GOR RTB, with that person to serve as a representative on the Interim Board until the new RTB is established, with the General Manager of Sustainable Planning and Development an alternative representative as required.***

**MOTION - MOVED Cr Stephen Hart seconded Cr Frank Buchanan:**

**That Council endorses the formation of and participation in the proposed Great Ocean Road Regional Tourism Board and the recommendations as follows:**

- 1. That a new Regional Tourism Organisation (RTO) and Board be established for the geographic area of South West Victoria incorporating the Local Government Areas (LGA's) of Surf Coast, Colac Otway, Corangamite, Warrnambool, Moyne Shires.**
- 2. That the RTB be established as a Company Limited by Guarantee with the LGA Councils as its shareholders.**
- 3. That the name of the RTB be Great Ocean Road Regional Tourism Ltd (GORRT) to represent the geographic reach of the region beyond the Great Ocean Road.**
- 4. That the board of GORRT be as follow:**
  - a) LGA x 5 with one representative per LGA – Councillors or Officers**
  - b) Industry/Skill based x 5**
  - c) Independent Chair x 1**
  - d) Tourism Victoria, Parks Victoria and Regional Development Victoria be invited to nominate a senior executive as ex officio representatives.**
  - e) The independent Chair and industry/skill based Directors be appropriately remunerated.**
  - f) All positions to be for 3 years with 3 members retiring annually to provide for continuity and renewal. Skill and industry positions to be appointed via an expression of interest process. The Independent Chair to be appointed by Tourism Victoria in consultation with Local government shareholders.**
- 5. That the CEO be appointed through an independent open and competitive recruitment process.**
- 6. That a stakeholder group be established including representatives of all Local Government Areas – Surf Coast, Colac Otway, Corangamite, Warrnambool and Moyne. That the representative be either a Councillor or Officer.**
- 7. That a formal 3 year Memorandum of Understanding between GORRT and its shareholders/stakeholders (performance based) be negotiated.**
- 8. Council's agreement to participate in the Great Ocean Road Regional Tourism Board be:**
  - a) Based on the understanding that Colac Otway's \$75,000 contribution is for a per annum period, payable pro rata for the balance of the current financial year, and then increased by CPI each year thereafter.**
  - b) Based on the understanding that the period from which a contribution for Colac Otway Shire Council be required commences no earlier than 1 October 2013; and**
  - c) Based on an understanding that the promised funding of \$500,000 per annum from Tourism Victoria or other State Government funding will be provided.**

**If any of these points are not agreed to then the Council's CEO is instructed that Colac Otway Shire will not participate, join or contribute to the Great Ocean Road Regional Tourism Board.**

9. ***That GORRT make no change to the local government financial contribution model without full endorsement of the participating Council.***
10. ***That GORRT prepare a Strategic Business Plan for the region, based on the vision, mission, objectives and strategic goals developed by the Interim Regional Tourism Board. The plan to incorporate the Great Ocean Road Destination Management Plan and the progressive preparation of Tourism Destination Plans for the region's specific local destinations.***
11. ***That the core roles GORRT be:***
  - a) ***Strategic tourism planning for the development, marketing and management of the region.***
  - b) ***Cooperative marketing for the region and its destinations.***
  - c) ***Identification and facilitation of infrastructure, product and industry development priorities and initiatives for the region and specific destinations, in collaboration with stakeholders.***
  - d) ***Advocacy for the sustainable tourism development, marketing and management of the region.***
  - e) ***Discretionary tourism development, marketing and management functions, services and projects for LGA shareholders as delegated and agreed.***
  - f) ***Prepare and maintain a risk management plan for the region and its destinations.***
12. ***That Colac Otway Shire retains the Colac and Great Ocean Road Visitor Information Centre at Apollo Bay and their respective staff.***
13. ***That Colac Otway Shire retains the Tourism Development Officer position.***
14. ***That Shipwreck Coast Tourism be wound up and its functions, funding contributions and staffing without loss of entitlements be transferred to the Regional Tourism Board.***
15. ***That GORRT 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.***
16. ***That 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/Otway's region.***
17. ***That GORRT prepares a 3-year Operational Business Plan for 1023-16 based on the staffing and funding outcomes as determined by its foundation shareholders, Tourism Victoria cooperative marketing funding and industry contributions. The Business Plan to include a management and staffing organisation plan.***
18. ***That GORRT negotiate formal strategic alliance agreements with Tourism Victoria, Parks Victoria, Regional Development Victoria, G21, Great South Coast, neighbouring Regional Tourism Organisations and the Victoria Tourism Industry Council.***
19. ***That GORRT negotiate cooperative agreements with Local Tourism Organisations regarding industry contributions/membership funding share arrangements to encourage business participation and support at the local level. The agreements to also facilitate destination development, community***

*participation and communication. This may include regular "Regional Tourism Forums".*

20. *That Council formally nominate the Manager Economic Development as its representative to the GOR RTB, with that person to serve as a representative on the Interim Board until the new RTB is established, with the General Manager of Sustainable Planning and Development an alternative representative as required.*

**CARRIED 5 : 2**

**DIVISION called by Cr Chris Smith**

**For the Motion: Cr Stephen Hart, Cr Brian Crook, Cr Lyn Russell, Cr Terry Woodcroft, Cr Frank Buchanan**

**Against the Motion: Cr Chris Smith, Cr Michael Delahunty**

**GENERAL BUSINESS**

<b>ITEM</b>	
<b><u>OM132509-14</u></b>	<b><u>ASSEMBLY OF COUNCILLORS</u></b>
<b><u>OM132509-15</u></b>	<b><u>MINUTES FROM YOUTH COUNCIL MEETINGS</u></b>

**OM132509-14 ASSEMBLY OF COUNCILLORS**

AUTHOR:	Rhonda Deigan	ENDORSED:	Rob Small
DEPARTMENT:	Executive	FILE REF:	CLF11/6

***MOVED Cr Stephen Hart seconded Cr Frank Buchanan***

***That Council notes the Assembly of Councillors reports for:***

- ***Friends of Colac Botanic Gardens*** ***8 August 2013***
- ***Councillor Workshop*** ***21 August 2013***
- ***Colac Livestock Selling Centre*** ***23 August 2013***
- ***Councillor Briefing Session*** ***28 August 2013***
- ***Audit Committee Chairperson's Report to Council*** ***4 September 2013***
- ***Councillor Workshop*** ***11 September 2013.***

***CARRIED 7 : 0***

**OM132509-15 MINUTES FROM YOUTH COUNCIL MEETINGS**

AUTHOR:	Rhonda Deigan	ENDORSED:	Rob Small
DEPARTMENT:	Executive	FILE REF:	CLF11/6

***MOVED Cr Terry Woodcroft seconded Cr Stephen Hart***

***That Council notes the minutes arising from Youth Council meetings held on:***

- 12 August 2013***
- 26 August 2013***
- 9 September 2013.***

***CARRIED 7 : 0***

Cr Delahunty apologised for any derogatory comments he may have made at the July 2013 Council meeting with respect to the C67 Planning Scheme Amendment.

**IN COMMITTEE**

**MOVED Cr Stephen Hart seconded Cr Terry Woodcroft 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 deal with:**

<b>SUBJECT</b>	<b>REASON</b>	<b>SECTION OF ACT</b>
Confidential Memo & Emails for Consideration - Audit Committee Chairperson's Report to Council	this matter deals with personnel matters; AND this matter deals with contractual matters; AND this matter may prejudice the Council or any person	Section 89 (2) (a) (d) (h)
Report from Delegate to Other Bodies - Audit Committee Minutes	this matter deals with personnel matters; AND this matter deals with contractual matters; AND this matter deals with legal advice; AND this matter may prejudice the Council or any person	Section 89 (2) (a) (d) (f) (h)
Proposed Rates Recovery Sales - Update	this matter may cause personal hardship of any resident or ratepayer; AND this matter deals with legal advice; AND this matter may prejudice the Council or any person	Section 89 (2) (b) (f) (h)

**CARRIED 6 : 1**

**OUT OF COMMITTEE**

**MOVED Cr Stephen Hart seconded Cr Terry Woodcroft that the meeting move out of committee.**

**CARRIED 7 : 0**

*The Meeting Was Declared Closed at 7.39 pm*

**CONFIRMED AND SIGNED** at the meeting held on 23 OCTOBER 2013

.....*Len E. Russell*.....**MAYOR**