

MINUTES of the *ORDINARY COUNCIL MEETING OF THE COLAC-OTWAY SHIRE COUNCIL* held at the COPACC Meeting Rooms on 25 January 2012 at 6.00 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 Stephen Hart (Mayor)  
Cr Frank Buchanan  
Cr Brian Crook  
Cr Stuart Hart  
Cr Geoff Higgins  
Cr Lyn Russell  
Cr Chris Smith

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

3. APOLOGIES

Colin Hayman, General Manager, Corporate & Community Services

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 active community input and participation in Council decisions. Council meetings provide one of these opportunities as members of the community may ask questions to Council either verbally at the meeting or in writing.

Please note that some questions may not be able to be answered at the meeting, these questions will be taken on notice. Council meetings also enable Councillors to debate matters prior to decisions being taken.

I ask that we all show respect to each other and respect for the office of an elected representative.

An audio recording of this meeting is being made for the purpose of verifying the accuracy of the minutes of the meeting. 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.'

Thank you, now question time. 30 minutes is allowed for question time. I remind you that you must ask a question, if you do not have 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 - Colac**

1. Why are street signs not always erected at cross roads and not along a road some distance from a corner so they can be attached to a power pole, not in front of houses in a street and indicating a street runs through houses?

#### ***Response:***

***Council's general practice is to install Street Name signs at intersections. Please provide the specific location where this is not the case so as Council Officers can review the location of the signage.***

2. Why are questions delivered to Council by the cut off time for questions not always cleared and dealt with at the immediate following meeting? The excuse it takes time to get them to a proper officer to be dealt with denies the claim to submit questions by 5.00pm on the Monday before the meeting.

#### ***Response:***

***Council makes every effort to ensure that questions submitted in writing prior to the deadline of 5.00pm on the Monday prior to a Council meeting are read and responded to at the meeting. Unfortunately this did not occur at the December meeting and Council has previously provided Mr Judd with an explanation of why this happened. Council regrets any inconvenience caused however, as has been explained to Mr Judd, the questions and their responses will be included in the minutes of the December Council meeting.***

3. As the past resolution by Council to hold meetings in the daylight saving period at 6.00pm was made when daylight saving time only extended over about four months, not as now six months of the year. So what about the period October to March all in daylight savings time now? By far the hottest, most uncomfortable and dangerous time of the day falls at the now used time to hold most Council meetings over the summer period 3.00pm.

**Response:**

**As Mr Judd has previously been advised, Councillors have already considered and adopted the starting times for 2012 Council meetings. The new Council will be asked to consider the venues, dates and starting times for future Council meetings in November 2012 and Mr Judd's comments will be taken into account at that time.**

4. If toilets are supposed to be cleaned 5 times a day, why is this all pushed into a timeframe of under 11 hours instead of well over 12 hours? It is a disgrace when night time there are often more than 15 hours between cleaning and only done during office hours.

**Response:**

**The servicing of public toilets is scheduled to optimise the standard of cleanliness offered to the public throughout the day. The public toilets at Memorial Square are serviced five times a day. The five cleans are spread periodically between approximately 6.30am and 7.00pm. This cleaning program is adequate for the level of usage it receives.**

5. When will the footpath on the east side of Gellibrand Street be restored? It is a disgrace when construction work is carried out and nothing put down over the footpath to stop wreckage of the footpath by heavy vehicles and earth moving equipment moving over the footpath at (address withheld). Also this footpath is very cracked and uneven south of Manifold Street.

**Response:**

**Officers have only recently become aware of this issue as no road opening permit appears to have been obtained. Officers are following this up with the property owner, and will ensure that the footpath is repaired.**

6. If Council wants people to support its Australia Day events, it will have to return them to Colac or provide more than one bus for the Shire to the event. It is an absolute disgrace that this year only one bus is provided and you can use it if you make a prior booking per your notice in the paper. So what is going to happen in future years if people are to support this council's events?

**Response:**

**Arrangements have been made for collection of residents in Apollo Bay (9.15am), Colac (10.30am) and then to Beeac (11.00am) for the beginning of the ceremony at 11.30am on the 26<sup>th</sup> January. They will then be collected from Beeac (3.30pm), Colac (4.00pm) and Apollo Bay (5.00pm). At the present time (Monday 23<sup>rd</sup> January) there are 4 residents booked in Apollo Bay and 2 from Colac. From experience, some people do not register however they still use the bus. The bus that has been booked is large and able to seat at least 40 residents. The reason for asking residents to book is so we can gauge the need if more than one bus is required. Requirements of bus travel in future years will again be assessed depending on the location and number of residents requesting bus travel.**

**Bernie Franke - Barramunga**

**There were two questions submitted in writing by Bernie Franke for today's meeting. However, given that the questions are directed in a derogatory and accusatory nature towards Council staff, they will not be read out here today. Mr Franke has been invited to a meeting with Councillors and Council officers to discuss his concerns.**

## Questions Received Verbally at the Meeting

### Elizabeth Ryan – Birregurra

1. How does Council determine the value of a petition with respect to the number of signatures thereby funding a feasibility study? The library petition was over 4000 signatures yet no study was done in response to that. Yet Council has, in the agenda of this meeting, indicated that it is proposed that the Birregurra to Forest Tiger Rail Trail will have a feasibility study done costing in the vicinity of \$100,000 for a petition of 300 people with 212 of those being residents. That equates to nearly \$500 per person spent on a petition for a feasibility study.

**Response:**

***The Mayor stated that it was his understanding that it was proposed that the feasibility study be referred to the budget process.***

***The CEO stated that it was proposed that the matter be referred to the budget process and that this does not mean that the study will be automatically financed. In the case of the library, good attention was paid to the submissions received.***

***The Mayor agreed that a lot of time had been put into the library. The decision for a new library was made by the previous Council.***

2. Then the petition to place a fence around the Memorial Square playground only needs 300 signatures and will have \$100,000 spent on it?

**Response:**

***The Mayor stated that the report is referring the matter to the budget process for discussion. This does not necessarily mean that that project will be financed. Each case is assessed on its merits.***

3. There is no standard guideline on how to quantify a petition?

**Response:**

***The Mayor stated that there were no guidelines.***

4. When will Council have an open meeting for ratepayers in this Shire like it use to have?

**Response:**

***The Mayor stated that all Council meetings were open to the public and that Council holds a Council meeting in Birregurra. If the study is to go ahead, it will go out for public consultation.***

5. With respect to the Cape Otway Road upgrade and maintenance, the Colac Herald stated in late December that the road would be closed for three days in the Lidgerwoods Lane area. That continues and we have Barwon Water workers accessing our road which is causing road safety concerns and the condition of Cape Otway Road is a disgrace. Also the highway has been closed for the movement of heavy vehicles and there is no signage directing traffic down Conns Lane. Can that be addressed please?

**Response:**

**The General Manager for Infrastructure and Services advised that he would follow the matter up with Mrs Ryan for further investigation.**

6. Barwon Water is constructing a major upgrade on the Wurdi Bullock inlet channel, accessing Whoorel Station Road. What is going to happen to Whoorel Station Road? Will someone from Council please come and look at it?

**Response:**

**The General Manager for Infrastructure and Services stated that Council officers had facilitated a meeting between Mrs Ryan and Barwon Water to discuss her concerns. It was noted that it is a public road which Barwon Water are entitled to use providing they abide by the appropriate requirements. It was his belief that Barwon Water have addressed most of Mrs Ryan's concerns especially those relating to signage and the trucks bypassing the entrance to the Barwon Water property. The General Manager for Infrastructure and Services undertook to further investigate the matter.**

**6. DECLARATION OF INTEREST**  
NIL

**7. CONFIRMATION OF MINUTES**

- **Ordinary Council Meeting held on the 21/12/11.**

***MOVED Cr Lyn Russell seconded Cr Geoff Higgins that Council confirm the above minutes.***

***CARRIED 7 : 0***

## OFFICERS' REPORTS

### Chief Executive Officer

- OM122501-1 CEO'S PROGRESS REPORT TO COUNCIL
- OM122501-2 G21 REGIONAL ALLIANCE MEMBERSHIP
- OM122501-3 GREAT SOUTH COAST GROUP MEMBERSHIP

### Corporate and Community Services

- OM122501-4 DRAFT COLAC OTWAY TENNIS FACILITY AUDIT AND DEVELOPMENT PLAN
- OM122501-5 DRAFT APOLLO BAY TRAILS FEASIBILITY STUDY
- OM122501-6 AUTHORISATION OF OFFICER (PLANNING AND ENVIRONMENT ACT)
- OM122501-7 COUNCIL SUPPORT TO NEIGHBOURHOOD HOUSES POLICY
- OM122501-8 SECOND QUARTER PERFORMANCE REPORT 2011-2012
- OM122501-9 SECOND QUARTER FINANCIAL PERFORMANCE REPORT 2011-2012

### Infrastructure and Services

- OM122501-10 SPECIAL CHARGE SCHEME ABANDONMENT - MORLEY AVENUE, WYE RIVER
- OM122501-11 FORREST CAR PARKING PETITION

### Sustainable Planning and Development

- OM122501-12 FORREST TO BIRREGURRA TIGER RAIL TRAIL
- OM122501-13 PLANNING POLICY RELATING TO GAMING PREMISES
- OM122501-14 COLAC OTWAY SHIRE COUNCIL ENVIRONMENTAL SUSTAINABILITY POLICY
- OM122501-15 MUNICIPAL RELIEF AND RECOVERY PLAN
- OM122501-16 MUNICIPAL EMERGENCY MANAGEMENT PLAN

### General Business

- OM122501-17 ASSEMBLY OF COUNCILLORS

### Notices of Motion

- OM122501-18 REGIONAL DEVELOPMENT AUSTRALIA - FUNDING ROUND TWO

**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

W = Withdrawal

| ITEM  | D   | W |
|---|---|---|
| <p><u>CHIEF EXECUTIVE OFFICER</u></p> <p><b><u>OM122501-1</u></b>      <b><u>CEO'S PROGRESS REPORT TO COUNCIL</u></b></p> <p>Department: Executive</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council notes the CEO's Progress Report to Council.</i></p>  | <p>Cr Russell<br/>Cr Smith<br/>Cr Crook</p> |   |
| <p><b><u>OM122501-2</u></b>      <b><u>G21 REGIONAL ALLIANCE MEMBERSHIP</u></b></p> <p>Department: Executive</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council sign the Memorandum of Understanding with the G21 Regional Alliance committing Colac Otway Shire to the Group for the next 4 years.</i></p>            | <p>Cr Crook</p>                             |   |
| <p><b><u>OM122501-3</u></b>      <b><u>GREAT SOUTH COAST GROUP MEMBERSHIP</u></b></p> <p>Department: Executive</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council accepts the terms of reference and the amended constitution of the GSC Group committing Colac Otway Shire to the Group for the next 4 years.</i></p> | <p>Cr Crook</p>                             |   |

***MOVED Cr Stuart Hart seconded Cr Brian Crook that recommendations to items listed in the Consent Calendar be adopted.***

***CARRIED 7 : 0***



**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

W = Withdrawal

| ITEM   | D | W          |
|--|---|------------|
| <p><u>CORPORATE AND COMMUNITY SERVICES</u></p> <p><b><u>OM122501-4      DRAFT COLAC OTWAY TENNIS FACILITY AUDIT AND DEVELOPMENT PLAN</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Endorses the Draft "Colac Otway Tennis Facility Audit and Development Plan" for public exhibition and community consultation to commence early February 2012 for a period of at least 6 weeks.</i></b></li> <li><b><i>2. Notes that any public comment received will be analysed and incorporated where suitable to enable the plan to be submitted to Council for adoption.</i></b></li> </ol> |   | Cr Russell |
| <p><b><u>OM122501-5      DRAFT APOLLO BAY TRAILS FEASIBILITY STUDY</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Endorses the Draft "Apollo Bay Trails Feasibility Study" for public exhibition and community consultation to commence early February for a period of at least 6 weeks.</i></b></li> <li><b><i>2. Notes that any public comment received will be analysed and incorporated where suitable to enable the plan to be submitted to Council for adoption.</i></b></li> </ol>   |   | Cr Russell |

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| <p><b><u>OM122501-6</u>      <u>AUTHORISATION OF OFFICER (PLANNING AND ENVIRONMENT ACT)</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <ol style="list-style-type: none"> <li>1. <i>That Council appoints Patrick Cauchi as an authorised officer pursuant to the Planning and Environment Act 1987.</i></li> <li>2. <i>The Instrument of Appointment and Authorisation comes into force immediately the common seal of Council is affixed to the Instrument and remains in force until Council determines to vary or revoke it.</i></li> <li>3. <i>The Instrument of Appointment and Authorisation be sealed.</i></li> </ol> | Cr Smith                           |          |
| <p><b><u>OM122501-7</u>      <u>COUNCIL SUPPORT TO NEIGHBOURHOOD HOUSES POLICY</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council adopts Policy No. 6.4 "Council Support to Neighbourhood Houses Policy".</i></p>  | Cr Russell                         |          |
| <p><b><u>OM122501-8</u>      <u>SECOND QUARTER PERFORMANCE REPORT 2011-2012</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council receives the second quarter performance report 2011-2012.</i></p>   | Cr Russell<br>Cr Smith<br>Cr Crook |          |
| <p><b><u>OM122501-9</u>      <u>SECOND QUARTER FINANCIAL PERFORMANCE REPORT 2011-2012</u></b></p> <p>Department: Corporate and Community Services</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li>1. <i>Receives the second quarter financial performance report 2011-2012.</i></li> <li>2. <i>Notes the forecast changes to the following projects:</i> <ul style="list-style-type: none"> <li>• <i>Bluewater Fitness Centre Redevelopment</i></li> <li>• <i>Timber Roads Program – Old Beech Forest Road Resheet</i></li> </ul> </li> </ol>  |                                    | Cr Smith |

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| <ul style="list-style-type: none"> <li>• <i>Timber Roads Program – Pipeline Road Resheet</i></li> <li>• <i>Contribution to Apollo Bay Library Project</i></li> <li>• <i>Improving Liveability for Older People (ILOP)</i></li> <li>• <i>Municipal Fire and Emergency Management Resourcing Programme</i></li> <li>• <i>COPACC Fire Prevention Systems Compliance Upgrade</i></li> <li>• <i>Eastern Reserve Court Resurfacing</i></li> </ul> |  |  |
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***MOVED Cr Lyn Russell seconded Cr Geoff Higgins that recommendations to items listed in the Consent Calendar, with the exception of items OM122501-4 Draft Colac Otway Tennis Facility Audit and Development Plan, OM122501-5 Draft Apollo Bay Trails Feasibility Study and OM122501-9 Second Quarter Financial Performance Report 2011-2012, be adopted.***

***CARRIED 7 : 0***

**OM122501-4                    DRAFT COLAC OTWAY TENNIS FACILITY AUDIT AND DEVELOPMENT PLAN**

***MOTION - MOVED Cr Lyn Russell seconded Cr Brian Crook that:***

***That Council:***

- 1. Endorses the Draft “Colac Otway Tennis Facility Audit and Development Plan” for public exhibition and community consultation to commence early February 2012 for a period of at least 6 weeks.***
- 2. Notes that any public comment received will be analysed and incorporated where suitable to enable the plan to be submitted to Council for adoption.***
- 3. Requests that a hard copy of the Draft “Colac Otway Tennis Facility Audit and Development Plan” be forwarded to each of the active clubs.***

***CARRIED 7 : 0***

**OM122501-5 DRAFT APOLLO BAY TRAILS FEASIBILITY STUDY**

**MOTION - MOVED Cr Lyn Russell seconded Cr Brian Crook:**

**That Council:**

- 1. Endorses the Draft "Apollo Bay Trails Feasibility Study" for public exhibition and community consultation to commence early February for a period of at least 6 weeks.**
- 2. Notes that any public comment received will be analysed and incorporated where suitable to enable the plan to be submitted to Council for adoption.**
- 3. Requests that hard copies of the Draft "Apollo Bay Trails Feasibility Study" be forwarded to the Otway Ranges Walking Track Association (ORWTA) and the Apollo Bay Chamber of Commerce.**
- 4. Requests that a letter of thanks be forwarded to Parks Victoria and ORWTA for their financial contribution to the study.**

**CARRIED 7 : 0**

**OM122501-9 SECOND QUARTER FINANCIAL PERFORMANCE REPORT 2011-2012**

**MOTION - MOVED Cr Lyn Russell seconded Cr Stuart Hart:**

**That Council:**

- 1. Receives the second quarter financial performance report 2011-2012.**
- 2. Notes the forecast changes to the following projects:**
  - Bluewater Fitness Centre Redevelopment**
  - Timber Roads Program – Old Beech Forest Road Resheet**
  - Timber Roads Program – Pipeline Road Resheet**
  - Contribution to Apollo Bay Library Project**
  - Improving Liveability for Older People (ILOP)**
  - Municipal Fire and Emergency Management Resourcing Programme**
  - COPACC Fire Prevention Systems Compliance Upgrade**
  - Eastern Reserve Court Resurfacing**

**CARRIED 6 : 1**

**DIVISION called by Cr Chris Smith**

**For the Motion: Cr Brian Crook, Cr Geoff Higgins, Cr Frank Buchanan, Cr Stuart Hart, Cr Lyn Russell, Cr Stephen Hart**

**Against the Motion: Cr Chris Smith**

**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

W = Withdrawal

| ITEM  | D        | W |
|---|----------|---|
| <p><b><u>INFRASTRUCTURE AND SERVICES</u></b></p> <p><b><u>OM122501-10 SPECIAL CHARGE SCHEME</u></b><br/> <b><u>ABANDONMENT - MORLEY AVENUE,</u></b><br/> <b><u>WYE RIVER</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Abandons the proposed Special Charge Scheme for the construction of a private underground drainage line along the rear of properties 37, 41, 45 and 49 Morley Avenue, Wye River.</i></b></li> <li><b><i>2. Notifies affected property owners that the proposed Special Charge Scheme has been abandoned, and replaced by the Private Agreement.</i></b></li> <li><b><i>3. Continues with the scheduled works and payment requirements as set out in the signed and returned Private Agreements.</i></b></li> </ol> | Cr Smith |   |
| <p><b><u>OM122501-11 FORREST CAR PARKING PETITION</u></b></p> <p>Department: Infrastructure</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Writes to the organisers of the petition informing them that Council supports the changes proposed by the petition and is working with VicRoads and the permit holder to finalise the detailed design.</i></b></li> <li><b><i>2. Seeks formal approval of the detailed design by Vic Roads, prior to commencing construction of the works.</i></b></li> </ol>   | Cr Smith |   |

***MOVED Cr Stuart Hart seconded Cr Lyn Russell that recommendations to items listed in the Consent Calendar be adopted.***

***CARRIED 7 : 0***

**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

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| ITEM   | D                            | W |
|--|------------------------------|---|
| <p><b><u>SUSTAINABLE PLANNING AND DEVELOPMENT</u></b></p> <p><b><u>OM122501-12 FORREST TO BIRREGURRA TIGER RAIL TRAIL</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Notes the petition for the support of the Tiger Rail Trail and agrees to take it into consideration within the context of budget deliberations for the 2012/13 Council Budget.</i></b></li> <li><b><i>2. Writes to the Birregurra Community Group advising them of Council's intention to consider their request in the 2012/2013 Council budget process.</i></b></li> </ol> | <p>Cr Smith<br/>Cr Crook</p> |   |
| <p><b><u>OM122501-13 PLANNING POLICY RELATING TO GAMING PREMISES</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Considers it necessary to develop a local planning policy relating to gaming machines in the municipality.</i></b></li> <li><b><i>2. Considers the allocation of funding to prepare a Gaming Machines Policy during future budget processes.</i></b></li> </ol>   | <p>Cr Crook<br/>Cr Smith</p> |   |

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| <p><b><u>OM122501-14 COLAC OTWAY SHIRE COUNCIL ENVIRONMENTAL SUSTAINABILITY POLICY</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Endorses the release of the Colac Otway Shire Environmental Sustainability Policy for public comment.</i></b></li> <li><b><i>2. Notes that any public comment received will be analysed and incorporated where suitable to enable the policy to be submitted to Council for adoption.</i></b></li> </ol> |   | Cr Smith |
| <p><b><u>OM122501-15 MUNICIPAL RELIEF AND RECOVERY PLAN</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Endorses the draft “Municipal Relief and Recovery Plan” for release for public comment for a period of six weeks.</i></b></li> <li><b><i>2. Notes that any public comment received will be analysed and incorporated where suitable to enable the plan to be submitted to Council for adoption.</i></b></li> </ol>                  | Cr Stuart<br>Hart<br>Cr Russell<br>Cr Smith |          |
| <p><b><u>OM122501-16 MUNICIPAL EMERGENCY MANAGEMENT PLAN</u></b></p> <p>Department: Sustainable Planning and Development</p> <p><b><u>Recommendation(s)</u></b></p> <p><b><i>That Council:</i></b></p> <ol style="list-style-type: none"> <li><b><i>1. Endorses the draft “Municipal Emergency Management Plan” for release for public comment for a period of six weeks.</i></b></li> <li><b><i>2. Notes that all private and confidential contact information will be removed from the Plan that is available to the public for comment.</i></b></li> </ol>                             | Cr Stuart<br>Hart<br>Cr Russell             |          |

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| <b>3. Notes that any public comment received will be analysed and incorporated where suitable to enable the plan to be submitted to Council for adoption.</b> |  |  |
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**MOVED Cr Geoff Higgins seconded Cr Stuart Hart that recommendations to items listed in the Consent Calendar, with the exception of items OM122501-14 Colac Otway Shire Council Environmental Sustainability Policy, be adopted.**

**CARRIED 7 : 0**

**OM122501-14 COLAC OTWAY SHIRE COUNCIL ENVIRONMENTAL SUSTAINABILITY POLICY**

**MOTION - MOVED Cr Lyn Russell seconded Cr Brian Crook:**

**That Council:**

- 1. Endorses the release of the Colac Otway Shire Environmental Sustainability Policy for public comment.**
- 2. Notes that any public comment received will be analysed and incorporated where suitable to enable the policy to be submitted to Council for adoption.**

**CARRIED 6 : 1**

**DIVISION called by Cr Chris Smith**

**For the Motion: Cr Brian Crook, Cr Geoff Higgins, Cr Frank Buchanan, Cr Stuart Hart, Cr Lyn Russell, Cr Stephen Hart**

**Against the Motion: Cr Chris Smith**



**CONSENT CALENDAR****OFFICERS' REPORT**

D = Discussion

W = Withdrawal

| ITEM   | D | W |
|--|---|---|
| <p><u>GENERAL BUSINESS</u></p> <p><u>OM122501-17 ASSEMBLY OF COUNCILLORS</u></p> <p>Department: General Business</p> <p><b><u>Recommendation(s)</u></b></p> <p><i>That Council notes the Assembly of Councillors reports for:</i></p> <ul style="list-style-type: none"> <li>• <i>Lake Colac Coordinating Committee - 13 December 2011</i></li> <li>• <i>Councillor Briefing Session - 21 December 2011</i></li> </ul> |   |   |

***MOVED Cr Lyn Russell seconded Cr Frank Buchanan that recommendations to item OM122501-17 Assembly of Councillors, as listed in the Consent Calendar, be adopted.***

***CARRIED 7 : 0***

**CONSENT CALENDAR****OFFICERS' REPORT**

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W = Withdrawal

| ITEM   | D | W |
|--|---|---|
| <p><u>NOTICES OF MOTION</u></p> <p><b><u>OM122501-18 REGIONAL DEVELOPMENT AUSTRALIA - FUNDING ROUND TWO</u></b></p> <p>Department: Notices of Motion</p> <p><b><u>Recommendation</u></b></p> <p><b><i>That Council consider the contents of this Notice of Motion.</i></b></p> |   |   |

**OM122501-18 REGIONAL DEVELOPMENT AUSTRALIA - FUNDING ROUND TWO*****MOTION - MOVED Cr Brian Crook seconded Cr Lyn Russell that:******Council resolves:***

- 1. To write to the Barwon South West Regional Development Australia (RDA) Committee advising them of our disappointment with a second round preference which allocates further funding preference to Geelong when the balance of the South West has to date received support for only one project.***
- 2. To strongly urge that the Committee consider a more equitable consideration of the region when analysing submissions in future funding rounds. This would be consistent with Minister Crean's stated commitment to 'localism' under the RDA funding opportunity.***

***CARRIED 7 : 0***

**IN COMMITTEE**

***MOVED Cr Brian Crook seconded Cr Lyn Russell 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 Items for Consideration - Memo to Councillors | this matter deals with contractual matters; AND this matter may prejudice the Council or any person | Section 89 (2) (d) (h) |
| Contract 1119 - Provision of Architectural Services        | this matter deals with contractual matters  | Section 89 (2) (d)     |

***CARRIED 7 : 0***

**OUT OF COMMITTEE**

***MOVED Cr Frank Buchanan seconded Cr Lyn Russell that the meeting move out of committee.***

***CARRIED 7 : 0***

*The Meeting Was Declared Closed at 8.07 pm*

***CONFIRMED AND SIGNED at the meeting held on 22 FEBRUARY 2012***

*SLADE*

.....MAYOR