

**MINUTES** of the **ORDINARY COUNCIL MEETING OF THE COLAC-OTWAY SHIRE COUNCIL** held at the COPACC Meeting Rooms on 24 April 2013 at 3.00 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 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

1. Re Library Annexe – as the continuation of the library annexe is fast coming to concluding Council's undertaking to continue its use and any decision at a Council meeting in December 2012 was avoided by referral to a Council workshop, has Council yet come to any decision and failed to make it public or when will you deal with it?

#### Response

***Council had a workshop on the Library Budget and Annex on 27 March 2013 where the CEO of the Corangamite Regional Library Corporation provided details of the Library Budget for 2013/14 and a presentation on the Library Annex.***

***The Library Budget for 2013/14 has been prepared on maintaining the hours at the current level. A report on the Library Budget will be included in the May Council meeting.***

2. In view of the frequent complaints that to obtain council details on the web is very difficult, if not impossible, what undertaking is this council going to give that all matters that must be made available for the public to comment on will actually be provided without difficulty on the web since you require people to go to the web to obtain details?

#### Response

***Council has not been informed of any frequent complaints regarding our website. We would request that Mr Judd be more specific regarding these alleged complaints.***

### Questions Received Verbally at the Meeting

Nil

**Tabling of Documents:**

The Mayor tabled the following documents:

1. Letter of complaint received from D & J Byrne regarding the handling of their building project.
2. Letter from B Marriner with 43 signatures opposing the removal of trees along the Barongarook Creek
3. Petition re laws relating to dogs and their owners.

**6. DECLARATION OF INTEREST**

|                            |   |
|----------------------------|---|
| Cr Hart:                   | In-Committee Item OM132404-25 Contract 1302 – Supply of Bulk Fuel, Fuel Card Purchases and Lubricants |
| Nature of Disclosure:      | In Direct   |
| Type of Indirect Interest: | 78A   |
| Nature of Interest:        | Owens shares in public companies that operate fuel outlets  |

**7. CONFIRMATION OF MINUTES**

- **Ordinary Council Meeting held on the 27/03/13.**

***MOVED Cr Mick McCrickard seconded Cr Stephen Hart that Council confirm the above minutes.***

***CARRIED 6 : 1***

***DIVISION called by Cr Chris Smith***

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

***Against the Motion: Cr Chris Smith***

## **OFFICERS' REPORTS**

### **Chief Executive Officer**

- OM132404-1 CEO'S PROGRESS REPORT TO COUNCIL
- OM132404-2 GREAT SOUTH COAST GROUP

### **Corporate and Community Services**

- OM132404-3 DRAFT ACTIVE TRANSPORT STRATEGY
- OM132404-4 2014 REVALUATION - CAUSE TO BE CONDUCTED
- OM132404-5 RENEW LEASE - COLAC CENTRAL BOWLING CLUB 115-129 WILSON STREET, COLAC
- OM132404-6 REVIEW OF COUNCIL POLICIES
- OM132404-7 DIRECTIONS REPORT 2013 FOR DEPARTMENT OF HUMAN SERVICES - RURAL ACCESS PROGRAM
- OM132404-9 COUNCIL PLAN THIRD QUARTER PROGRESS REPORT
- OM132404-10 DRAFT COUNCIL PLAN 2013-2017 AND STRATEGIC RESOURCE PLAN 2013-14 TO 2016-17

### **Infrastructure and Services**

- OM132404-11 NOTICE OF RESCISSION - COLAC BYPASS
- OM132404-12 NOTICE OF RESCISSION - COLAC BYPASS
- OM132404-13 COLAC HEAVY VEHICLE BY-PASS STUDY
- OM132404-14 PORT OF APOLLO BAY - AUDIT OF PORT SAFETY AND ENVIRONMENT MANAGEMENT PLAN

### **Sustainable Planning and Development**

- OM132404-15 DOMESTIC ANIMAL MANAGEMENT PLAN
- OM132404-16 PETITION RE LOCAL LAWS RELATING TO DOGS AND THEIR OWNERS
- OM132404-17 DRAFT COLAC OTWAY HERITAGE STRATEGY

### **General Business**

- OM132404-18 ASSEMBLY OF COUNCILLORS
- OM132404-19 MINUTES OF THE OLD BEECHY RAIL TRAIL COMMITTEE

CHIEF EXECUTIVE OFFICER

| <u>ITEM</u>                    |   |
|--------------------------------|---|
| <u>CHIEF EXECUTIVE OFFICER</u> |   |
| <u>OM132404-1</u>              | <u>CEO'S PROGRESS REPORT TO COUNCIL</u> |
| <u>OM132404-2</u>              | <u>GREAT SOUTH COAST GROUP</u>          |

**OM132404-1****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***

OM132404-2

**GREAT SOUTH COAST GROUP**

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

***MOVED Cr Stephen Hart seconded Cr Brian Crook***

***That Colac Otway Shire Council authorises the Chief Executive Officer to enter into a three year Memorandum of Understanding (MoU) with the Great South Coast Group from 1 July 2013 to 30 June 2016 under which Council will agree to allocate \$30,000 (indexed) annually for the full life cycle of the MoU.***

***CARRIED 7 : 0***

**CORPORATE AND COMMUNITY SERVICES**

| <b>ITEM</b>               |  |
|---------------------------|--|
| <b><u>OM132404-3</u></b>  | <b><u>DRAFT ACTIVE TRANSPORT STRATEGY</u></b>  |
| <b><u>OM132404-4</u></b>  | <b><u>2014 REVALUATION - CAUSE TO BE CONDUCTED</u></b>   |
| <b><u>OM132404-5</u></b>  | <b><u>RENEW LEASE - COLAC CENTRAL BOWLING CLUB 115-129<br/>WILSON STREET, COLAC</u></b>          |
| <b><u>OM132404-6</u></b>  | <b><u>REVIEW OF COUNCIL POLICIES</u></b>   |
| <b><u>OM132404-7</u></b>  | <b><u>DIRECTIONS REPORT 2013 FOR DEPARTMENT OF HUMAN<br/>SERVICES - RURAL ACCESS PROGRAM</u></b> |
| <b><u>OM132404-8</u></b>  | <b><u>THIRD QUARTER FINANCIAL PERFORMANCE REPORT 2012-<br/>2013</u></b>                          |
| <b><u>OM132404-9</u></b>  | <b><u>COUNCIL PLAN THIRD QUARTER PROGRESS REPORT</u></b>   |
| <b><u>OM132404-10</u></b> | <b><u>DRAFT COUNCIL PLAN 2013-2017 AND STRATEGIC<br/>RESOURCE PLAN 2013-14 TO 2016-17</u></b>    |



OM132404-3

**DRAFT ACTIVE TRANSPORT STRATEGY**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Jodie Fincham                  | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F12/5112     |

***MOVED Cr Terry Woodcroft seconded Cr Mick McCrickard***

***That Council endorses the draft Active Transport Strategy to be placed on public exhibition for a 6 week period in accordance with Council's Community Engagement Policy 2010.***

***CARRIED 7 : 0***

OM132404-4

**2014 REVALUATION - CAUSE TO BE CONDUCTED**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Paul Carmichael                | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | 11/95954     |

***MOVED Cr Stephen Hart seconded Cr Brian Crook***

***That Council:***

- 1. Resolves that it causes a revaluation of properties and Council assets within the Shire to be conducted by its contract valuer Opteon to be returned by 30 April 2014 in accordance with section 13DC (5) of the Valuation of Land Act.***
- 2. Resolves that the Valuer General and other rating authorities in the area be notified of this resolution in accordance with section 6(1) of the Valuation of Land Act.***
- 3. Resolves that Council's contract valuer, Opteon be advised of this resolution.***

***CARRIED 7 : 0***

OM132404-5

**RENEW LEASE - COLAC CENTRAL BOWLING CLUB 115-129  
WILSON STREET, COLAC**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Paul Carmichael                | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | 11/95954     |

***MOVED Cr Mick McCrickard seconded Cr Terry Woodcroft***

***That Council:***

- 1. Agrees to enter into a new lease agreement with the Colac Central Bowling Club in relation to the site at 115-129 Wilson Street, Colac for a term of ten years from 1 July 2012, at a rental for 2012-13 of \$6,886 p.a., with rental to increase by CPI thereafter.***
- 2. Advertises its intention to enter into this lease in accordance with the requirements of section 223 of the Local Government Act 1989 and Council's "Community Engagement Policy".***
- 3. Notes that any submissions received be considered by Council at the meeting to be held on 26 June 2013 at COPACC at 3 pm.***

**CARRIED 7 : 0**

OM132404-6

**REVIEW OF COUNCIL POLICIES**

|             |                                |           |           |
|-------------|--------------------------------|-----------|-----------|
| 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 following revised policies:***

- ***Policy No 7.3 Risk Management Policy***
- ***Policy No 16.1 Internal Audit Policy***
- ***Policy No 16.2 Fraud Prevention and Control Policy***

***CARRIED 6 : 1***

***DIVISION called by Cr Chris Smith***

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

***Against the Motion: Cr Chris Smith***

OM132404-7

**DIRECTIONS REPORT 2013 FOR DEPARTMENT OF HUMAN SERVICES - RURAL ACCESS PROGRAM**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Monica Provan                  | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | 11/96003     |

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

***That Council notes the information contained in the 2013 Directions Report for the Rural Access programme.***

***CARRIED 7 : 0***

OM132404-8

**THIRD QUARTER FINANCIAL PERFORMANCE REPORT 2012-2013**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Brett Exelby                   | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F11/3291     |

***MOVED Cr Brian Crook seconded Cr Mick McCrickard***

***That Council receives the third quarter financial performance report for 2012-2013.***

***CARRIED 6 : 1***

***DIVISION called by Cr Chris Smith***

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

***Against the Motion: Cr Chris Smith***

OM132404-9

**COUNCIL PLAN THIRD QUARTER PROGRESS REPORT**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Margaret Giudice               | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F11/3291     |

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

***That Council receives the 2012-2013 Council Plan Third Quarter Progress Report for the three months ending 31 March 2013.***

***CARRIED 6 : 1***

***DIVISION called by Cr Stephen Hart***

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

***Against the Motion: Cr Chris Smith***

OM132404-10

**DRAFT COUNCIL PLAN 2013-2017 AND STRATEGIC RESOURCE PLAN 2013-14 TO 2016-17**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Carmen Lawrence                | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F11/3291     |

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

- 1. Endorses the draft Council Plan 2013-2017 and Strategic Resource Plan 2013-14 to 2016-17 to be released for public submissions for a period of five weeks.**
- 2. Considers any submissions on the draft Council Plan 2013-2017 and Strategic Resource Plan 2013-14 to 2016-17 at a Special Council Meeting to be held on Wednesday 12 June 2013 at COPACC at 1.00 pm.**

**MOTION - MOVED Cr Brian Crook seconded Cr Mick McCrickard:****That Council:**

- 1. Endorses the draft Council Plan 2013-2017 and Strategic Resource Plan 2013-14 to 2016-17 to be released for public submissions for a period of five weeks.**
- 2. Considers any submissions on the draft Council Plan 2013-2017 and Strategic Resource Plan 2013-14 to 2016-17 at a Special Council Meeting to be held on Wednesday 12 June 2013 at COPACC at 1.00 pm.**
- 3. Requests the Chief Executive Officer to ensure that the public and Councillor feedback regarding specific projects be incorporated into annual plans as appropriate.**

**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**



**INFRASTRUCTURE AND SERVICES**

| <b>ITEM</b>               |   |
|---------------------------|---|
| <b><u>OM132404-11</u></b> | <b><u>NOTICE OF RESCISSION - COLAC BYPASS</u></b>                                       |
| <b><u>OM132404-12</u></b> | <b><u>NOTICE OF RESCISSION - COLAC BYPASS</u></b>                                       |
| <b><u>OM132404-13</u></b> | <b><u>COLAC HEAVY VEHICLE BY-PASS STUDY</u></b>   |
| <b><u>OM132404-14</u></b> | <b><u>PORT OF APOLLO BAY - AUDIT OF PORT SAFETY AND ENVIRONMENT MANAGEMENT PLAN</u></b> |

OM132404-11 NOTICE OF RESCISSION - COLAC BYPASS (CR MICHAEL DELAHUNTY)

**Original Recommendation**

***That Council consider the contents of this Notice of Motion.***

***Councillors agreed by a vote of 6 : 1 to Cr Michael Delahunty's request to withdraw items OM132404-11 Notice of Rescission – Colac By-Pass, OM132404-12 Notice of Rescission – Colac By-Pass and OM132404-13 Colac Heavy Vehicle By-Pass Study pending further legal advice.***

**OM132404-12 NOTICE OF RESCISSION - COLAC BYPASS (CR MICHAEL DELAHUNTY)**

**Original Recommendation**

***That Council consider the contents of this Notice of Motion.***

***Councillors agreed by a vote of 6 : 1 to Cr Michael Delahunty's request to withdraw items OM132404-11 Notice of Rescission – Colac By-Pass, OM132404-12 Notice of Rescission – Colac By-Pass and OM132404-13 Colac Heavy Vehicle By-Pass Study pending further legal advice.***

**OM132404-13 COLAC HEAVY VEHICLE BY-PASS STUDY**

|             |                           |           |           |
|-------------|---------------------------|-----------|-----------|
| AUTHOR:     | Neil Allen                | ENDORSED: | Rob Small |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F11/2716  |

**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.***

***Councillors agreed by a vote of 6 : 1 to Cr Michael Delahunty's request to withdraw items OM132404-11 Notice of Rescission – Colac By-Pass, OM132404-12 Notice of Rescission – Colac By-Pass and OM132404-13 Colac Heavy Vehicle By-Pass Study pending further legal advice.***

**OM132404-14 PORT OF APOLLO BAY - AUDIT OF PORT SAFETY AND ENVIRONMENT MANAGEMENT PLAN**

|             |                           |           |            |
|-------------|---------------------------|-----------|------------|
| AUTHOR:     | Ranjani Jha               | ENDORSED: | Neil Allen |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | 11/95630   |

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

***That Council:***

- 1. Receives and notes the Port of Apollo Bay Auditor's Report dated 28 March 2013 for the Port of Apollo Bay Safety and Environment Management Plan 2013.***
- 2. Endorses the revised Port of Apollo Bay, Safety & Environment Management Plan (SEMP) 2013, prepared as a part of the SEMP Audit process.***

***CARRIED 7 : 0***

**SUSTAINABLE PLANNING AND DEVELOPMENT**

| <b>ITEM</b>               |  |
|---------------------------|--|
| <b><u>OM132404-15</u></b> | <b><u>DOMESTIC ANIMAL MANAGEMENT PLAN</u></b>                          |
| <b><u>OM132404-16</u></b> | <b><u>PETITION RE LOCAL LAWS RELATING TO DOGS AND THEIR OWNERS</u></b> |
| <b><u>OM132404-17</u></b> | <b><u>DRAFT COLAC OTWAY HERITAGE STRATEGY</u></b>                      |

**OM132404-15 DOMESTIC ANIMAL MANAGEMENT PLAN**

|             |                                    |           |            |
|-------------|------------------------------------|-----------|------------|
| 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 Domestic Animal Management Plan 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 6 : 1***

***DIVISION called by Cr Chris Smith***

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

***Against the Motion: Cr Chris Smith***

OM132404-16

**PETITION RE LOCAL LAWS RELATING TO DOGS AND THEIR OWNERS**

|             |                                    |           |            |
|-------------|------------------------------------|-----------|------------|
| 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. Continues to progress the Local Law review and advocates for change to the relevant state legislation.***
- 2. Officers write to the organiser of the petition to advise of the actions being taken.***

***CARRIED 6 : 1***

***DIVISION called by Cr Stephen Hart***

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

***Against the Motion: Cr Chris Smith***



**OM132404-17****DRAFT COLAC OTWAY HERITAGE STRATEGY**

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

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

***That Council receives the draft Colac Otway Shire Heritage Strategy and endorses the document for public consultation for a period of 6 weeks.***

***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***

**GENERAL BUSINESS**

| <b>ITEM</b>               |  |
|---------------------------|--|
| <b><u>OM132404-18</u></b> | <b><u>ASSEMBLY OF COUNCILLORS</u></b>                        |
| <b><u>OM132404-19</u></b> | <b><u>MINUTES OF THE OLD BEECHY RAIL TRAIL COMMITTEE</u></b> |

**OM132404-18 ASSEMBLY OF COUNCILLORS**

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

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

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

- ***Friends of Botanic Gardens*** ***14 March 2013***
- ***Colac Livestock Selling Centre Advisory Committee Meeting*** ***15 March 2013***
- ***Councillor Workshop*** ***26 March 2013***
- ***Councillor Briefing Session*** ***27 March 2013***
- ***Councillor Workshop – Audit Committee Chairperson’s Report*** ***3 April 2013***
- ***Councillor Workshop*** ***10 April 2013.***

***CARRIED 7 : 0***

**OM132404-19****MINUTES OF THE OLD BEECHY RAIL TRAIL COMMITTEE**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Jodie Fincham                  | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F11/3291     |

***MOVED Cr Stephen Hart seconded Cr Mick McCrickard***

***That Council notes the Minutes and Executive Officer Report of the Old Beechy Rail Trail Committee for 4 February 2013.***

***CARRIED 7 : 0***

**IN COMMITTEE**

***MOVED Cr Terry Woodcroft seconded Cr Brian Crook 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 - 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) |
| Audit Committee Independent Member   | this matter deals with contractual matters; AND this matter may prejudice the Council or any person  | Section 89 (2) (d) (h)         |
| Proposed Rates Recovery Sales  | this matter may cause personal hardship of any resident or ratepayer; AND this matter may prejudice the Council or any person  | Section 89 (2) (b) (h)         |
| Contract 1301 - Cleaning of Buildings, Public Conveniences and Barbecues                                     | this matter deals with contractual matters   | Section 89 (2) (d)             |
| Contract 1302 - Supply of Bulk Fuel, Fuel Card Purchases and Lubricants                                      | this matter deals with contractual matters   | Section 89 (2) (d)             |
| Contract 1306 - Consultancy Services - Climate Resilient Communities of the Barwon South West - Phase One    | this matter deals with contractual matters   | Section 89 (2) (d)             |

**CARRIED 7 : 0**

***Cr Smith left the meeting at 4.47pm***

**OUT OF COMMITTEE**

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

***CARRIED 6 : 0***

*The Meeting Was Declared Closed at 4.50pm*

***CONFIRMED AND SIGNED at the meeting held on 22 MAY 2013***

*Lyn E Russell*.....**MAYOR**