



Colac Otway  
SHIRE

**ORDINARY COUNCIL MEETING**

**MINUTES**

**Wednesday 25 September 2019**

**at 4:00 pm**

**Apollo Bay Senior Citizens' Centre**

**Whelan Street, Apollo Bay**

**Next Council Meeting: 23 October 2019**



# COLAC OTWAY SHIRE ORDINARY COUNCIL MEETING

Wednesday 25 September 2019

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# COLAC OTWAY SHIRE ORDINARY COUNCIL MEETING

MINUTES of the **ORDINARY COUNCIL MEETING OF THE COLAC OTWAY SHIRE COUNCIL** held at Apollo Bay Senior Citizens' Centre on Wednesday 25 September 2019 at 4:00 pm.

## MINUTES

### **1 DECLARATION OF OPENING OF MEETING**

#### **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 Brian Crook  
Cr Kate Hanson  
Cr Stephen Hart  
Cr Joe McCracken  
Cr Chris Potter  
Cr Jason Schram (Mayor)

Peter Brown, Chief Executive  
Errol Lawrence, General Manager, Corporate Services  
Frank Castles, Acting General Manager, Infrastructure & Leisure Services  
Ian Seuren, General Manager, Development & Community Services  
Sarah McKew, Manager, Governance & Communications  
Lyndal McLean, Governance Coordinator  
Alison Martin, Communications Coordinator  
Madeleine Bisits, Manager, Arts & Leisure  
Jason Clissold, Manager, Financial Services  
Nick Howard, Finance Coordinator  
Tristan Crews, Fire Awareness Officer

### **3 APOLOGIES AND LEAVES OF ABSENCE**

Cr. Chris Smith

#### **4 WELCOME AND ACKNOWLEDGEMENT OF COUNTRY**

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

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.

#### **5 QUESTION TIME**

A maximum of 30 minutes is allowed for question time. To ensure that each member of the gallery has the opportunity to ask questions, it may be necessary to allow a maximum of two questions from each person in the first instance. You must ask a question; if you do not ask a question you will be asked to sit down and the next person will be invited to ask a question. Question time is not a forum for public debate or statements.

#### **QUESTIONS RECEIVED IN WRITING PRIOR TO THE MEETING**

Questions were submitted in writing prior to this Council meeting, however no submitters were present at the meeting. Therefore in accordance with Governance Local Law No. 4 these were not read out at the Council meeting.

#### **QUESTIONS RECEIVED VERBALLY AT THE MEETING**

**Yvonne Francis, Apollo Bay**

I understand that the questions I sent in by email have not been acknowledged so I will do my best to remember them and put them before you again.

1. My first question refers to a person who was very well known in Apollo Bay, and around Apollo Bay, who was formerly of 7 Gallipoli Parade and who I saw – towards the end of last year – in the Grace McKellar nursing home facility in Geelong. I refer to Mr Paul Hill who is known in Apollo Bay as Noddy. Would the Colac Otway Shire please write a full welfare report on the state of affairs referring to Mr Paul Hill, who is known to us affectionately as Noddy, whom I have seen going to sleep in the Grace McKellar nursing home in Geelong, obviously bored to tears? The nurse told me that he was not ill and would last a long time. He certainly got up the

nose of a lot of people but that is common, I think, for people who are considered to be a genius. He is a well known citizen of Apollo Bay; was indeed, before he went to live ten years in the Otway National Park. Should anybody live ten years under a tree I'm sure they'd go a bit silly but because he never owned a firearm, he did some very silly things verbally by threatening the Premier of Victoria but he never committed a crime. Lots of us have got his possessions stashed around the place. He was certainly well known by everybody here and the only member of his family whom I've ever met (and that was at one of his court cases) was his sister who actually lives in Sydney. Therefore he's got nobody to support him apart from those who looked after him and that was in Apollo Bay. Therefore I ask the Council: would the Council's welfare officer furnish me with a thorough report on whether the man is still alive and his state of health currently? I actually think he should be living here under the care of the Otway Health, you know, because it works from this hospital to Lorne.

***Response from General Manager, Development & Community Services***

Firstly, apologies for you not receiving a written response because we certainly had written something up so I'm not sure why that hasn't gotten back to you but we'll chase that up tomorrow morning and make sure that gets back to you.

Council has no authority or need to inquire into Mr Hill's current condition. As a client within a care facility this is a private matter, obviously. If Mr Hill wanted or was able to return to Apollo Bay it is likely that a care plan would need to be prepared by a local provider, such as Great Ocean Road Health, and this is a matter between Mr Hill and his medical carers to determine.

Thank you for that. Considering the man is nearly 80 I doubt he's going to write you a letter, but anyway...

2. My second question: I'm going to put two things together. Did you advertise this meeting in the Apollo Bay News? If not, why not? And what is the Council doing about climate change?

***Response from Manager, Governance and Communications***

It's our usual practice to advertise in the Apollo Bay News; that's something that I would need to check.

Well it isn't in there. Its been published already. Its not there.

***Manager, Governance and Communications***

My apologies for that. We'll look into why that hasn't happened.

Thank you. And what is the Council doing about climate change?

***Response from the Mayor***

Mr Seuren, you can answer that. Whatever's in our Council Plan...

***Response from General Manager, Development & Community Services***

Climate change is obviously a significant issue for our community but the world. We've got a number of actions in the Council Plan that look to address some of the concerns for our local

community. We've got an environment team that are continuing to work on a number of projects but we can provide you with a copy of the Council Plan that identifies the actions in that and a status report on those.

**Tony Webber, Otway Forum**

- 1. When you travelled down here you might have seen the condition of the road. The local residents are getting very concerned about that road. It is getting quite dangerous now. A truck apparently nearly tipped over in that section near Gerangamete. We were told – two or three years ago – that there was a large amount of money allocated to fix that road and to put bypasses in for slow traffic. What has happened to the money?**

***Response from the Mayor***

It is State and Federal money I think but you're right. I agree: the road is a disgrace and I think a letter from Council might be appropriate to VicRoads here but the Chief Executive would like to answer.

***Response from the Chief Executive***

I might answer part of the question and Mr Castles might also answer some. We've been meeting regularly with VicRoads and with State Ministers around the roads issues and they've been presented by the Mayor and officers – the issues that we face – particularly on the roads that connect back from the Great Ocean Road to the Princes Highway. We are confident that VicRoads will make an announcement about the works that it proposes on a number of those roads in October. We can't pre-empt what their announcements will be but I think there has already been some information made available about the passing lanes between Skene's Creek and Forrest; apart from that we can't make any comment other than we're confident that VicRoads will be making significant announcements during October.

***Response from the Mayor***

Can Council even write a letter? That pothole he's talking about at Gerangamete is ridiculous. It's just a safety hazard for everyone.

***Response from Acting General Manager, Infrastructure & Leisure Services***

Colac Otway Shire met with Regional Roads Victoria last week. They have made comment that they will be doing works in the near future. That did include the turn-out lanes and the by-passing lanes between Apollo Bay and Forrest, and the works between Forrest and Colac as well – that was mentioned. The issue about maintenance was also escalated, not only the infrastructure improvements but the existing maintenance of that road as well. So that's been recorded just as late as last week and I'm more than happy to follow up with that some more. They have also committed to other roads in the south-west that they'll be doing in the near future, being mindful that it is the time of year now we can better do the roads.

**If someone could investigate what happened to that money because it was allocated and we expected that it would start being spent two years ago. I think they put some white lines, they did a little bit around the entrance around where Sunnyside goes off the road and then just stopped. Has the money been diverted somewhere else or is it still sitting there?**

***Response from the Mayor***

I think we can get an answer to Mr Webber in writing.

2. **There's been a number of meetings here on the situation with global warming and people are getting really concerned and they were wondering if the Shire would consider declaring a global emergency; a climate emergency? That was the question from the community: whether the Council would consider that option?**

***Response from General Manager, Development & Community Services***

Yes, certainly a number of councils have declared a climate emergency. That's been through local petitions and I understand there is a petition that may be coming to Council. That would be the process that we would consider – responding to that.

**6      TABLING OF RESPONSES TO QUESTIONS TAKEN ON NOTICE AT PREVIOUS MEETING**

**Simon Arundell, Bungador**

I look around the Shire; the roof on the saleyards went on backwards; the swimming pool had a leak after you spent a fortune around it (thank God they could fix it easily); the basketball court has been a bloody schmozzle; the library got flooded the first year; nearly everything this Shire touches never really works well. I challenge this Shire to put their books on the internet so that everyone can see at any time money going in, money going out, where the money is going to because I don't think we can trust anyone in this Shire with our money. I like local government – it's meant to be closest to the people so surely to God we have the right to know what's going on within the books. Not the budget – that's before you do anything. I want to see the costs after it's so-called been done. So I challenge this Shire to be the first in the state to put their books on the internet.

***Response from the Mayor***

Is that a question: will we put our books on the internet?

Well, yes it's a question. Have you got the guts to do so? The people of Victoria would love to see it. Local Government has a bad stank throughout the state!

***Response from General Manager, Corporate Services***

Council currently complies with all State requirements for its reporting. There are plans and we are working towards more detailed reporting for the benefit of Councillors and the community.

And how long will that take before that starts?

***Response from General Manager, Corporate Services***

It has already started Mr Arundell and you can see that in the reports that are coming out and more regularly.

**So we can look that up on the internet now can we?**

***Response from General Manager, Corporate Services***

Yes.

**We can? What would you look up if you wanted to look it up on the internet?**

***Response from General Manager, Corporate Services***

I'd have to take that on notice Mr Arundell and I can give you the details.

***Further response from General Manager, Corporate Services***

Quarterly financial and performance reports are currently made to Council. These reports can be found in the Council agenda reports on the Council's website. These reports have been improved over time and more improvements are planned.

**Yvonne Francis, Apollo Bay**

**When will the Colac Otway Shire construct a footpath in Nelson Street, Apollo Bay?**

***Response from General Manager, Infrastructure & Leisure Services***

I will take that question on notice, however in the current financial year, Council has no budget to extend the footpath network.

***Further response from Acting General Manager, Infrastructure & Leisure Services***

Thanks for your question, Yvonne.

Council is committed to constructing a footpath link to the harbour and upgrading Nelson Street (east of the Great Ocean Road) under the City Deal Project. The exact alignment of this footpath and details of the Nelson Street improvements are still to be determined. This will be done with community engagement so that community considerations are taken into account in the design.

The City Deal Project, funded by the Federal and State Governments, will commence in early 2020. A timeline for delivering the footpath and Nelson Street upgrade will be developed once the project commences. A start and completion date is yet to be defined.

**Victoria Moore, Gerangamete**

- 1. Why hasn't the Colac Otway Shire signed up to the solar savers energy scheme along with numerous other Shires across the state including, but not exclusively, Hepburn Shire Council, Banyule, Casey City Council, Nillumbik Shire Council, Glen Eira City Council, City of Monash, Yarra Ranges Council, Wyndham City Council and the Knox City Council? And if you had glanced at some of the paperwork that I put in front of you, you will see what's happening at Darebin right now and it gives you a pretty good idea of how this could be established and how this**



Shire could put it in place. If there are members of this Council who are opposed to anything to do with climate change...

***Response from the Mayor***

I'll get an answer for you to your question of why we may or may not be on there.

...their opinion should not adversely affect the poorest residents of this Shire...

***Response from the Mayor***

Can I get a response from Mr Seuren?

***Response from Manager, Development & Community Services***

I'll have to take that on notice and I'll get back to you because I'm not sure as to why we haven't.

***Further response from General Manager, Development & Community Services***

Solar Savers has recently broadened its scope to include a number of councils across the State, however applications are closed for the current financial year while the tender process for solar installers is finalised. Colac Otway Shire acknowledges there are many benefits offered by the Solar Savers scheme, including access to solar PV for under-privileged home owners and renters. We intend to investigate Solar Savers as an offering to Colac Otway Shire residents in the future. However, the Solar Savers scheme requires an annual participation fee and therefore our involvement will be subject to resources being available to enable this scheme to be offered to Colac Otway Shire residents.

**7 PETITIONS / JOINT LETTERS**

Nil

**8 DECLARATIONS OF INTEREST**

Nil

**9 CONFIRMATION OF MINUTES**

- Ordinary Council Meeting held on 28 August 2019.

**RESOLUTION**

***MOVED Cr Kate Hanson, SECONDED Cr Joe McCracken***

***That Council confirm the minutes of the Ordinary Council Meeting held on 28 August 2019.***

***CARRIED 6 : 0***

**Item: 10.1**

## **Designation of Barwon Downs Neighbourhood Safer Place - Bushfire Place of Last Resort**

<b>OFFICER</b>	Tristan Crews
<b>GENERAL MANAGER</b>	Ian Seuren
<b>DIVISION</b>	Development & Community Services
<b>ATTACHMENTS</b>	<ol style="list-style-type: none"><li>1. NS P- BPLR Site Assessment Report - Barwon Downs Common &amp; Community Hub [10.1.1 - 33 pages]</li><li>2. Minutes - MEMPC - 20190808 [10.1.2 - 5 pages]</li><li>3. Barwon Downs NS P- BPLR letter of works for community - Template [10.1.3 - 2 pages]</li></ol>
<b>PURPOSE</b>	The purpose of this report is to seek Council endorsement to designate the Barwon Downs Common (1595 Birregurra-Forrest Rd) and Community Hub building (1599 Birregurra-Forrest Rd) at Barwon Downs as Neighbourhood Safer Places – Bushfire Places of Last Resort.

### **RECOMMENDATION**

*That Council endorse both the Barwon Downs Common (1595 Birregurra-Forrest Rd) and Community Hub building (1599 Birregurra-Forrest Rd) as Designated Neighbourhood Safer Places – Bushfire Places of Last Resort.*

#### **MOTION**

*MOVED Cr Chris Potter, SECONDED Cr Joe McCracken*

*That Council consider items:*

- 10.1 Designation of Barwon Downs Neighbourhood Safer Place - Bushfire Place of Last Resort*
- 10.2 Designation of Beech Forest Neighbourhood Safer Place - Bushfire Place of Last Resort*

*en bloc, allowing for questions for items 1 and 2.*

**CARRIED 6 : 0**

**RESOLUTION**

**MOVED Cr Chris Potter, SECONDED Cr Joe McCracken**

***That Council adopt the recommendations from items:***

**10.1 *Designation of Barwon Downs Neighbourhood Safer Place - Bushfire Place of Last Resort***

**10.2 *Designation of Beech Forest Neighbourhood Safer Place - Bushfire Place of Last Resort***

***en bloc, as detailed below.***

- 1. *That Council endorse both the Barwon Downs Common (1595 Birregurra-Forrest Rd) and Community Hub building (1599 Birregurra-Forrest Rd) as Designated Neighbourhood Safer Places – Bushfire Places of Last Resort.***
- 2. *That Council endorse the vacant land in Beech Forest (Crown Land parcel number P379578) as a Designated Neighbourhood Safer Place – Bushfire Place of Last Resort.***

**CARRIED 6 : 0**

Item: 10.2

## Designation of Beech Forest Neighbourhood Safer Place - Bushfire Place of Last Resort

<b>OFFICER</b>	Tristan Crews
<b>GENERAL MANAGER</b>	Ian Seuren
<b>DIVISION</b>	Development & Community Services
<b>ATTACHMENTS</b>	<ol style="list-style-type: none"><li>1. NS P- BPLR Site Assessment Report - Beech Forest [10.2.1 - 54 pages]</li><li>2. Minutes - MEMPC - 20190808 [10.2.2 - 5 pages]</li><li>3. Beech Forest NS P- BPLR letter of works for community - Template [10.2.3 - 2 pages]</li></ol>
<b>PURPOSE</b>	The purpose of this report is to seek Council endorsement to designate the vacant land at Beech Forest (Crown Land parcel number P379358) as a Neighbourhood Safer Place – Bushfire Place of Last Resort.

### RECOMMENDATION

*That Council endorse the vacant land in Beech Forest (Crown Land parcel number P379578) as a Designated Neighbourhood Safer Place – Bushfire Place of Last Resort.*

*This item was considered en bloc with item 10.1. Please refer to the resolution under item 10.1.*

Item: 10.3

## Certification of 2018/19 In Principle Financial and Performance Statements

<b>OFFICER</b>	Jason Clissold
<b>GENERAL MANAGER</b>	Errol Lawrence
<b>DIVISION</b>	Corporate Services
<b>ATTACHMENTS</b>	<ol style="list-style-type: none"><li>1. In Principle 2018/19 Financial Statements [10.3.1 - 42 pages]</li><li>2. In Principle Performance Statement 2018-19 [10.3.2 - 14 pages]</li><li>3. VAGO Closing Report 2018/19 [10.3.3 - 17 pages]</li><li>4. VAGO Final Management Letter 2018/19 [10.3.4 - 11 pages]</li></ol>
<b>PURPOSE</b>	To approve and certify the 2018/19 'In Principle' Financial & Performance Statements for submission to Victorian Auditor-General

### RESOLUTION

*MOVED Cr Joe McCracken, SECONDED Cr Chris Potter*

*That Council:*

- 1. Receives the 'in principle' 2018/19 Financial and Performance Statements and notes the recommendation from the Audit Committee dated 11 September 2019;*
- 2. Approves, in principle, the 2018/19 Financial Statements, subject to any changes that are recommended or agreed by the auditor in accordance with section 132(2) of the Local Government Act 1989;*
- 3. Approves, in principle, the 2018/19 Performance Statement, subject to any changes that are recommended or agreed by the auditor in accordance with Section 132(2) of the Local Government Act 1989;*
- 4. Will refer the 2018/19 Financial Statements and Performance Statement back to the Audit committee for information, if there is any significant change prior to certification;*
- 5. Authorises Councillors Jason Schram and Brian Crook to certify the final Financial Statements and Performance Statement in accordance with section 132(5)(a) of the Local Government Act 1989; and*

6. *Records its thanks to the Audit Committee and to those Council staff and staff of McLaren Hunt Financial Group who were involved with the preparation of the 2018/19 Annual Statements and Audit Processes.*

**CARRIED 6 : 0**

Tristan Crews left the meeting at 4.45pm.

The meeting adjourned for a short break at 4.45pm.

The meeting resumed at 4.51pm.

**Item: 10.4**

**AFL Pre-season Match**

<b>OFFICER</b>	Maddy Bisits
<b>GENERAL MANAGER</b>	Frank Castles
<b>DIVISION</b>	Infrastructure & Leisure Services
<b>ATTACHMENTS</b>	Nil
<b>PURPOSE</b>	To provide Councillors with a review of the 2018 AFL JLT Community Series event and a proposal for Council to host a 2020 AFL JLT Community Series match in Colac.

**RECOMMENDATION**

*MOVED Cr Brian Crook, SECONDED Cr Joe McCracken*

*That Council:*

- 1. Note the review of the 2018 AFL JLT Community Series match event.*
- 2. Authorise the Chief Executive to take necessary steps to resource a JLT Community Series Match in 2020, should Colac Otway Shire be successfully selected.*
- 3. If successful in hosting a 2020 match, undertake an event review and provide a report back to Council outlining the economic benefits, event costs and other findings.*
- 4. Invite local industry, businesses, Chamber of Commerce and local clubs/associations to partner with Council to deliver the event through financial or in-kind contributions.*

**AMENDMENT**

*MOVED Cr Stephen Hart*

*To add a sentence to point 2 to read:*

*The maximum amount authorised to be spent by this resolution is \$5000, being the maximum grant that usually applies under the Community Grant program for events.*

*LAPSED due to no seconder*

***The RECOMMENDATION was voted on and was CARRIED 5 : 1***

***DIVISION***

***For the motion: Cr Joe McCracken, Cr Chris Potter, Cr Brian Crook, Cr Kate Hanson, Cr Jason Schram***

***Against the motion: Cr Stephen Hart***

**Madeleine Bisits left the meeting at 5.25pm.**



**Item: 10.5**

**Review of Council Policy - 18.6 Audio Recordings of Council Meetings**

<b>OFFICER</b>	Sarah McKew
<b>CHIEF EXECUTIVE</b>	Peter Brown
<b>DIVISION</b>	Executive
<b>ATTACHMENTS</b>	<ol style="list-style-type: none"><li>1. Governance - Council Policy 18.6 Audio Recordings of Council Meetings - For Adoption [<b>10.5.1</b> - 4 pages]</li><li>2. 18.6 Audio Recordings of Council Meetings 2013 [<b>10.5.2</b> - 5 pages]</li></ol>
<b>PURPOSE</b>	To adopt the revised Council Policy 18.6 Audio Recordings of Council Meetings

**RECOMMENDATION**

*That Council adopts the revised Council Policy 18.6 Audio Recordings of Council Meetings to come into effect on 1 December 2019.*

**ALTERNATIVE MOTION**

*MOVED Cr Stephen Hart, SECONDED Cr Chris Potter*

*That Council adopts the revised Council Policy 18.6 Audio Recordings of Council Meetings to come into effect on 1 November 2019.*

**CARRIED 6 : 0**

Item: 10.6

## Review of Councillor Support Policy

<b>OFFICER</b>	Sarah McKew
<b>CHIEF EXECUTIVE</b>	Peter Brown
<b>DIVISION</b>	Executive
<b>ATTACHMENTS</b>	<ol style="list-style-type: none"><li>1. Draft Revised Councillor Support Policy - September 2019 - Tracked changes [10.6.1 - 11 pages]</li><li>2. Draft Revised Councillor Support Policy - September 2019 - Clean copy with tracked changes [10.6.2 - 11 pages]</li></ol>
<b>PURPOSE</b>	To adopt the revised Councillor Support Policy

### RECOMMENDATION

*That Council adopt the revised Councillor Support Policy.*

#### MOTION

*MOVED Cr Joe McCracken, SECONDED Cr Stephen Hart*

*That Council consider items:*

**10.6** *Review of Councillor Support Policy*

**10.7** *Audit Committee Minutes - 5 June 2019*

*en bloc, allowing for questions for items 6 and 7.*

**CARRIED 6 : 0**

**RESOLUTION**

**MOVED Cr Joe McCracken, SECONDED Cr Brian Crook**

***That Council adopt the recommendations from items:***

**10.6 *Review of Councillor Support Policy***

**10.7 *Audit Committee Minutes - 5 June 2019***

***en bloc, as detailed below.***

- 1. That Council adopt the revised Councillor Support Policy.***
- 2. That Council receives for information the Colac Otway Shire Audit Committee minutes dated 5 June 2019.***

**CARRIED 6 : 0**

Item: 10.7

## Audit Committee Minutes - 5 June 2019

<b>OFFICER</b>	Lyndal McLean
<b>CHIEF EXECUTIVE</b>	Peter Brown
<b>DIVISION</b>	Executive
<b>ATTACHMENTS</b>	1. Audit Committee Meeting - Minutes - Signed - 5 June 2019 [10.7.1 - 22 pages]
<b>PURPOSE</b>	To receive for information the Colac Otway Shire Audit Committee minutes dated 5 June 2019.

### **RECOMMENDATION**

*That Council receives for information the Colac Otway Shire Audit Committee minutes dated 5 June 2019.*

*This item was considered en bloc with item 10.6. Please refer to the resolution under item 10.6.*

**Item: 10.8**

**CE Employment Matters Advisory Committee**

<b>OFFICER</b>	Tamzin McLennan
<b>CHIEF EXECUTIVE</b>	Peter Brown
<b>DIVISION</b>	Executive
<b>ATTACHMENTS</b>	Nil
<b>PURPOSE</b>	CE Employment Matters Advisory Committee

**RECOMMENDATION**

*That Council:*

- 1. Sets the next meeting of the CE Employment Matters Advisory Committee for Wednesday 13 November at 1.30pm at COPACC.*
- 2. Sets the 2020 CE Employment Matters Advisory Committee dates for Wednesday 5 February and Wednesday 12 August at COPACC, with times to be confirmed closer to the date.*

**REVISED OFFICER RECOMMENDATION**

**MOVED Cr Joe McCracken, SECONDED Cr Brian Crook**

*That Council:*

- 1. Sets the next meeting of the CE Employment Matters Advisory Committee for Wednesday 13 November at 1.30pm at COPACC.*
- 2. Authorises officers to adjust the CE Employment Matters Advisory Committee Terms of Reference such that the Committee meetings may be set by the Mayor, with the aim of including all Councillors.*

**CARRIED 6 : 0**

10.9

**Notice of Motion - CCTV in the Colac Botanic Gardens  
Precinct**

<b>COUNCILLOR</b>	Cr Joe McCracken
<b>ATTACHMENTS</b>	Nil

**NOTICE OF MOTION**

*That Colac Otway Shire officers prepare a report for the October 2019 Ordinary Council Meeting detailing the feasibility and costs associated with the option to extend the CCTV network to include the Colac Botanical Gardens, Botanic Cafe, Boat Ramp Carpark, and Gardens depot.*

**AMENDED NOTICE OF MOTION**

*MOVED Cr Joe McCracken, SECONDED Cr Brian Crook*

*That Colac Otway Shire officers prepare a report for the December 2019 Ordinary Council Meeting detailing:*

- a) The negative behaviours at the Colac Botanic Gardens precinct, including but not limited to vandalism, theft and property damage; and*
- b) Potential solutions to these issues including, but not limited to, security cameras, alarm systems, patrols and other security measures.*

**CARRIED 6 : 0**

**Item: 10.10**

**Old Beechy Rail Trail Minutes and Assemblies of Councillors notes**

<b>OFFICER</b>	Lyndal McLean
<b>CHIEF EXECUTIVE</b>	Peter Brown
<b>DIVISION</b>	Executive
<b>ATTACHMENTS</b>	<ol style="list-style-type: none"> <li>1. Assembly of Councillors - Council Meeting Preparation - 28 August 2019 [10.10.1 - 2 pages]</li> <li>2. Assembly of Councillors - Councillor Briefing - 4 September 2019 [10.10.2 - 2 pages]</li> <li>3. Assembly of Councillors - Councillor Briefing - 11 September 2019 [10.10.3 - 2 pages]</li> <li>4. Assembly of Councillors - Friends of the Colac Botanic Gardens Advisory Committee - 12 September 201 [10.10.4 - 1 page]</li> <li>5. Old Beechy Rail Trail Committee - Meeting Minutes with attachments - 2019 6 August - Confirmed [10.10.5 - 13 pages]</li> </ol>
<b>PURPOSE</b>	To report the minutes of the Old Beechy Rail Trail and report the Assemblies of Councillors.

**REPORTING**

1. *The Assemblies of Councillors are reported herewith.*
2. *The Minutes of the Old Beechy Rail Trail Committee 6 August 2019 are reported herewith.*

*The Local Government Act 1989 does not require a Council decision.*

**RESOLUTION**

**MOVED Cr Chris Potter, SECONDED Cr Kate Hanson**

**That pursuant to the provisions of Section 89(2) of the Local Government Act 1989, the meeting be closed to the public at 5.57pm and Council move into Closed Session in order to deal with:**

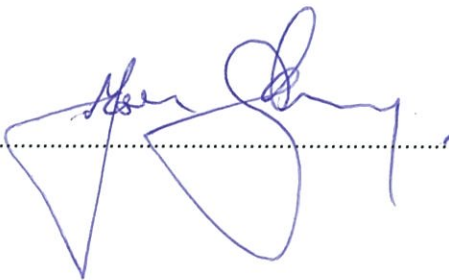
<b>SUBJECT</b>	<b>REASON</b>	<b>SECTION OF ACT</b>
<b><i>Minutes of the Closed Session Council Meeting held on 24 July 2019</i></b>	This matter deals with personnel matters and this matter deals with contractual matters	Section 89 (2) (a) Section 89 (2) (d)
<b><i>Minutes of the Closed Session Council Meeting held on 28 August 2019</i></b>	This matter deals with personnel matters and this matter deals with contractual matters and this matter deals with legal advice	Section 89 (2) (a) Section 89 (2) (b) Section 89 (2) (f)
<b><i>Minutes of the Closed Session of the Special Council Meeting held on 4 September 2019</i></b>	This matter deals with contractual matters and this matter deals with legal advice	Section 89 (2) (d) Section 89 (2) (f)
<b><i>Winifred Nance Kindergarten Report</i></b>	This matter deals with personnel matters and this matter deals with contractual matters	Section 89 (2) (a) Section 89 (2) (d)
<b><i>Closed Session Special Council Meeting Preparation held on 4 September 2019 – Assembly of Councillors</i></b>	This this matter deals with contractual matters and this matter deals with legal advice	Section 89 (2) (d) Section 89 (2) (f)

**CARRIED 6 : 0**



*The meeting was declared closed at 7.18pm.*

**CONFIRMED AND SIGNED** at the meeting held on 23 October 2019.

.....**MAYOR**