



Colac Otway
SHIRE

SPECIAL COUNCIL MEETING

MINUTES

Wednesday 13 November 2019

at 5:00 pm

COPACC

95 - 97 Gellibrand Street, Colac



COLAC OTWAY SHIRE SPECIAL COUNCIL MEETING

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TABLE OF CONTENTS

1 Declaration of Opening.....	3
2 Present.....	3
3 Apologies and Leave of Absence	3
4 Welcome and Acknowledgement of Country.....	4
5 Question Time	4
6 Declarations of Interest	4
7 Officer Reports.....	6
7.1 Election of the Mayor	6
7.2 Election of the Deputy Mayor.....	8

COLAC OTWAY SHIRE SPECIAL COUNCIL MEETING

MINUTES of the *SPECIAL COUNCIL MEETING OF THE COLAC OTWAY SHIRE COUNCIL* held at COPACC on
Wednesday 13 November 2019 at 5:00 pm.

MINUTES

1 DECLARATION OF OPENING

Good afternoon Ladies and Gentlemen. I formally declare this meeting open. My name is Peter Brown and I am the Chief Executive of the Colac Otway Shire. I'd like to welcome you all to this Special Meeting of the Colac Otway Shire Council. Today Council will elect the Mayor and Deputy Mayor for the Council in accordance with Section 71 (1) of the Local Government Act. Council's Local Law 4 pertains to meeting procedures for Council. Section 12 (3) of the Colac Otway Shire Council Local Law requires that the election of the Mayor be conducted by me. Once the election of the Mayor has occurred, I will vacate the Chair and the elected Mayor will take on the role of Chair for the remainder of the 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
Cr Chris Smith

Peter Brown, Chief Executive
Jason Clissold, Acting General Manager, Corporate Services
Tony McGann, General Manager, Infrastructure & Leisure Services
Ian Seuren, General Manager, Development & Community Services
Sarah McKew, Manager, Governance & Communications
Lyndal McLean, Governance Coordinator
Alison Martin, Coordinator, Communications
Doug McNeill, Manager, Planning, Building & Health

Madeleine Bisits, Manager, Arts & Leisure
Frank Castles, Manager, Services & Operations
Maree Powell, Executive Officer, Corporate Services and Executive
Leanne Warrener, Executive Assistant to Chief Executive, Mayor & Councillors
Katrina Kehoe, Executive Development Officer
James Myatt, Economic Development Coordinator
Connie Wilson, Human Resources Assistant
Tamzin McLennan, COPACC Manager

3 APOLOGIES AND LEAVE OF ABSENCE

Nil

4 WELCOME AND ACKNOWLEDGEMENT OF COUNTRY

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

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

By participating in open Council meetings, individuals consent to the use and disclosure of the information they share at the meeting (including any personal and/or sensitive information).

Audio recordings of meetings will be available to the public on Council's website as soon as practicable following the meeting and may be circulated by other means also. Audio recordings are also taken to facilitate the preparation of the minutes of open Council and Committee meetings and to ensure their accuracy. Original audio recordings will be retained by Council for a period of four years.

As stated in Local Law 4, other than an official Council recording, no video or audio recording of proceedings of Council Meetings will be permitted without specific approval by resolution of the relevant Council Meeting.

The sole purpose of the Special Council Meeting is the election of the Mayor and the election of the Deputy Mayor.

5 QUESTION TIME

A maximum of 30 minutes is allowed for question time. At every Special Council Meeting a public question time will be held to enable any member of the public to question Council but only on items directly related to the Agenda today (Clause 100). Questions that are more general in nature can either be submitted to Council in writing or asked at the next Ordinary Council Meeting.

QUESTIONS RECEIVED IN WRITING PRIOR TO THE MEETING

Nil

QUESTIONS RECEIVED VERBALLY AT THE MEETING

Nil

6 DECLARATIONS OF INTEREST

Nil

Item: 7.1

Election of the Mayor

OFFICER	Sarah McKew
CHIEF EXECUTIVE	Peter Brown
DIVISION	Executive
ATTACHMENTS	Nil
PURPOSE	To elect the Mayor of Colac Otway Shire

RESOLUTION

The Chief Executive called for nominations for Mayor for a one-year term.

Nomination 1:

Cr Jason Schram was nominated by Cr Joe McCracken.

Nomination 2:

Cr Chris Potter was nominated by Cr Brian Crook.

No further nominations were received.

The Chief Executive called for a vote by a show of hands for each nomination.

Votes for Cr Jason Schram – 4 votes

Votes for Cr Chris Potter – 3 votes

With an absolute majority of votes, Cr Jason Schram was declared elected as Mayor of Colac Otway Shire for a one-year term.

DIVISION

Votes for Cr Jason Schram: Cr Kate Hanson, Cr Joe McCracken, Cr Chris Smith, Cr Jason Schram

Votes for Cr Chris Potter: Cr Brian Crook, Cr Stephen Hart, Cr Chris Potter

The Mayor assumed the chair for the remainder of the meeting.

Item: 7.2

Election of the Deputy Mayor

OFFICER	Sarah McKew
CHIEF EXECUTIVE	Peter Brown
DIVISION	Executive
ATTACHMENTS	Nil
PURPOSE	To elect a Deputy Mayor of Colac Otway Shire

RESOLUTION

The Mayor called for nominations for Deputy Mayor for a one-year term.

Nomination 1:

Cr Joe McCracken was nominated by Cr Kate Hanson.

Nomination 2:

Cr Stephen Hart was nominated by Cr Chris Potter.

No further nominations were received.

The Mayor called for a vote by a show of hands for each nomination.

Votes for Cr Joe McCracken – 4 votes

Votes for Cr Stephen Hart – 3 votes

With an absolute majority of votes, Cr Joe McCracken was declared elected as Deputy Mayor of Colac Otway Shire for a one-year term.

DIVISION

Votes for Cr Joe McCracken: Cr Kate Hanson, Cr Joe McCracken, Cr Chris Smith, Cr Jason Schram

Votes for Cr Stephen Hart: Cr Brian Crook, Cr Stephen Hart, Cr Chris Potter

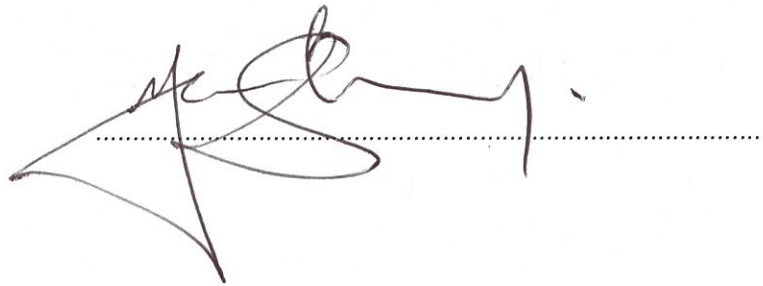
Chief Executive Comment:

Please note that in calling for nominations for the positions of Mayor and Deputy Mayor there was no call for the nominations to be seconded as required under Local Law 4.

The Chief Executive advises that this this irregularity is of no consequence to the validity of the election of the Mayor or Deputy Mayor. In spite of this irregularity, the process undertaken yesterday was observed by all present and not challenged in any way during the meeting. This opinion has been confirmed by Maddocks lawyers.

The meeting was declared closed at 5.08pm.

CONFIRMED at the meeting held on 27 November 2019

A handwritten signature in dark ink, written over a horizontal dotted line. The signature is stylized and appears to be a name, possibly 'M. G. ...'.
