

**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 Frank Buchanan (Mayor)  
Cr Brian Crook  
Cr Michael Delahunty  
Cr Stephen Hart  
Cr Lyn Russell  
Cr Chris Smith  
Cr Terry Woodcroft

Sue Wilkinson (CEO)  
Colin Hayman (GM, Corporate Services)  
Doug McNeill (A/GM, Community & Development Services)  
Paula Gardiner (A/GM, Infrastructure & Leisure Services)  
Rhonda Deigan (Executive Officer to CEO, Mayor & Councillors)

**APOLOGIES**

Nil

**3. DECLARATION OF INTEREST**

Pursuant to Sections 77, 78 and 79 of the Local Government Act 1989, direct and indirect conflict of interest must be declared prior to debate on specific items within the agenda; or in writing to the Chief Executive Officer before the meeting. Declaration of indirect interests must also include the classification of the interest (in circumstances where a Councillor has made a Declaration in writing, the classification of the interest must still be declared at the meeting), ie:

- a) direct financial interest
- b) indirect interest by close association
- c) indirect interest that is an indirect financial interest
- d) indirect interest because of conflicting duties
- e) indirect interest because of receipt of an applicable gift
- f) indirect interest as a consequence of becoming an interested party
- g) indirect interest as a result of impact on residential amenity
- h) conflicting personal interest.

A Councillor who has declared a conflict of interest, must leave the meeting and remain outside the room while the matter is being considered, or any vote is taken.

Councillors are also encouraged to declare circumstances where there may be a perceived conflict of interest.

|                       |  |
|-----------------------|--|
| Cr Russell:           | OM152406-11 Contract 1521 Supply of Crushed Rock, Sealing Aggregate & Pavement Materials and In-Committee item<br>OM152406-24 Contract 1521 Supply of Crushed Rock, Sealing Aggregate & Pavement Materials |
| Nature of Disclosure: | Direct   |
| Nature of Interest:   | Brother in law is one of the tenderers   |

|                            |   |
|----------------------------|---|
| Cr Delahunty:              | OM152406-2 Festival & Events Support Scheme 2015-2016     |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | Letter of support for Gellibrand River Blueberry Festival |

|                            |  |
|----------------------------|--|
| Cr Delahunty:              | OM152406-3 2015-2016 Community Funding Program |
| Nature of Disclosure:      | Direct   |
| Type of Indirect Interest: | 77B  |
| Nature of Interest:        | Wife on Board of Colac College                 |

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| Cr Delahunty:              | OM152406-9 Contract 1508 -- Engineering Consultancy Services   |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78B  |
| Nature of Interest:        | Could receive benefit by way of sub-contracting to contractors |

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| Cr Delahunty:              | OM152406-14 Colac Otway Shire Strategic Road Review   |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | Worked on roads in review and may again in the future |

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| Cr Crook:                  | OM152406-3 2015-2016 Community Funding Program       |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78   |
| Nature of Interest:        | Wife prepared application for Rotary Club Colac West |

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|----------------------------|---|
| Cr Woodcroft:              | OM152406-1 CEO Progress Report to Council                             |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | Conflicting duties as a member of a committee mentioned in the report |

|                            |   |
|----------------------------|---|
| Cr Woodcroft:              | OM152406-2 Festival & Events Support Scheme 2015-2016       |
| Nature of Disclosure:      | 78B   |
| Type of Indirect Interest: | Indirect  |
| Nature of Interest:        | Conflicting duties – adult mentor for group named in report |

|                            |  |
|----------------------------|--|
| Cr Woodcroft:              | OM152406-3 2015-2016 Community Funding Program           |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78B  |
| Nature of Interest:        | Conflicting duties - Member of committee named in item 3 |

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| Cr Hart:                   | OM152406-15 2015/2016 Small Town Improvement Program (STIP) Allocation of Funds  |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78E  |
| Nature of Interest:        | Construction of the path from Lavers Hill to Crowes is likely to affect my residential amenity as it will provide a path past my home property |

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|----------------------------|---|
| Cr Smith:                  | OM152406-2 Festival & Events Support Scheme 2015-2016 |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | President of Kana Committee                           |

Cr Buchanan advised that having sought advice regarding a previous declaration of interest in item OM152406-2 Festival & Events Support Scheme 2015-2016, it had been determined that he did not have a conflict of interest.

#### **4. WELCOME & ACKNOWLEDGEMENT OF COUNTRY**

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

Colac Otway Shire encourages community input and participation in Council decisions. Council meetings provide an opportunity for the community to ask Council questions, either verbally at the meeting or in writing.

Please note that Council may not be able to answer some questions at the meeting. These will be answered later.

Council meetings enable Councillors to debate matters prior to decisions being made. I ask that we all behave in a courteous manner.

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

Audio recordings of meetings are taken to facilitate the preparation of the minutes of open Council and Committee meetings and to ensure their accuracy.

In some circumstances a recording will be disclosed to a third party. Those circumstances include, but are not limited to, circumstances, such as where Council is compelled to disclose an audio recording because it is required by law, such as the Freedom of Information Act 1982, or by court order, warrant, or subpoena or to assist in an investigation undertaken by the Ombudsman or the Independent Broad-based Anti-corruption Commission.

Council will not use or disclose the recordings for any other purpose. It is an offence to make an unauthorised recording of the meeting.

## 5. QUESTION TIME

The Mayor read the following statement:

"We will now move onto question time, which will go for 30 minutes.

Before we start however I'd like to apologise to anyone who felt like they didn't get a full opportunity to ask their questions at last month's meeting. I assure you my intention was to make sure everyone got a go, given we had several people who wanted to ask questions, however, I realise that it didn't quite work as well as it should have. So to make it really clear for everyone, I'll now outline how question time runs to ensure that everyone gets the chance to ask their questions, but also that we stick to the question time guidelines to be fair to everyone who would like to ask a question. If we have meetings where a number of people would like to ask questions, it may be that we need to allocate two questions per person until we get through the group, and then if time permits we can come back for a second round and anyone who would like to, can ask more questions.

Please note that it is not often possible for officers to provide a response at the meeting so I encourage you to make an appointment to meet with Councillors or Council officers should a more detailed response is needed than that which can be given here today."

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.

### Questions received in writing prior to the meeting

#### James Judd - Colac

1. In view of an answer on the pensioner rebate given prior to the State budget for 2015, that the rebate would be known when the State budget was brought down on 5 May 2015, plus the refusal to state what it would be at the Special Council meeting on 10 June 2015, can Council now confirm how much this will be for 2015-2016? The total granted for 2014-2015 was only \$208.

#### **Response:**

**Advice was received from DHS on 11/06/2015 that pensioner rates concession for 2015-16 financial year will be \$213.00.**

2. As we are almost half way through 2015, what happened to Council's 2050 Plan supposed to be released early in the new year so submissions could be made on it? People want to know what is proposed prior to it being adopted.

#### **Response:**

**The Colac 2050 Project commenced in January of this year, with the appointment of a project manager. The project is currently in the Inception & Research Phase which will be completed by June 2016. This will be followed by the commencement of the community engagement process which will run from June to December 2016. It will include the development of a vision for the town and begin the development of the**

***new Growth Plan. The 2050 Growth Plan will be finalised by May 2017 in preparedness for formal adoption and an exhibition process. A key aspect of the Inception and Research phase occurring this year, is the development of an Economic Development and Land Use Strategy for Colac which looks at future land needs for retail and industrial development. Specific stakeholders will be engaged through the development of that strategy.***

3. When will Council officers put at least as much effort and time into developing schemes Council can finance from within its own finances not waste ratepayers money and Council's time to push schemes that can only be seen through on receipt of much funds from other levels of government and or community works in kind?

***Response:***

***As part of the development of the annual budget all projects and possible opportunities are considered.***

***Mr Judd has also made a statement about rebates for pensioners, as he has not asked a question, the statement will not be read out.***

**Ray Cooper**

1. What is the area, in hectares, of the Wannon Water Catchment within the boundaries of the Colac Otway Shire?

|                            |                             |
|----------------------------|-----------------------------|
| Cr Delahunty:              | Question Time – Waste Water |
| Nature of Disclosure:      | Indirect                    |
| Type of Indirect Interest: | 78A                         |
| Nature of Interest:        | Conduct LCA Reports         |

Having declared an interest in this item, Cr Delahunty left the meeting at 4.11pm

***Response:***

***The area of declared water catchment managed by Wannon Water, within the Colac Otway Shire, is approximately 66,081 hectares.***

2. What are the number of dwellings within this area?

***Response:***

***Whilst Council is unable to confirm the number of dwellings in the declared water catchment managed by Wannon Water, it is estimated there is approximately 250 dwellings within the settlements. This does not include dwellings in rural areas in between the settlements.***

Cr Delahunty returned to the meeting at 4.12pm.

**Questions received verbally at the meeting**

**Dieter Wessner – Colac**

1. With respect to item OM152604-9 Contract 1508 – Engineering Consultancy Services, how big is the consultancy fee to have the consultants on standby?

|                            |  |
|----------------------------|--|
| Cr Delahunty:              | OM152406-9 Contract 1508 – Engineering Consultancy Services    |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78B  |
| Nature of Interest:        | Could receive benefit by way of sub-contracting to contractors |

Having previously declared a conflict of interest in this item, Cr Delahunty left the meeting at 4.13pm.

**Response:**

**The Acting General Manager for Infrastructure & Leisure Services advised that there is no fee for being on the panel of engineering consultants. Fees are only payable when the consultants have been engaged for a project.**

Cr Delahunty returned to the meeting at 4.15pm.

**Jayne Olds – Elliminyt**

1. How does Council decide which sports facilities receive an upgrade?

**Response:**

**The General Manager for Corporate Services advised that the allocation of funding for upgrades to sporting facilities was considered in line with the Council's capital works program, asset renewal priorities and grant opportunities in order to determine what works can be undertaken in a financial year.**

2. How does Council determine which sporting venues are ear-marked for multi-use facilities?

**Response:**

**The General Manager for Corporate Services advised that Council officers hold discussions with various committees and that it is Council's preferred option that sporting venues are multi-purpose wherever possible. Ms Olds was encouraged to discuss any specific requests with officers.**

3. My questions relate to a request from the South Colac Football Netball club to install netball posts on two of the Elliminyt tennis courts and the removal of tennis nets from courts at Gellibrand, Irrewarra/Beeac, Alvie and Western Eagles reserves.

**Response:**

**The General Manager for Corporate Services advised that he would take the question on notice.**

**Simon Arundell**

1. Who amongst you have got the guts to argue for and get a zero increase in rates this year?

**Response:**

**The Mayor advised that the budget was listed for discussion during today's meeting.**

2. Does Council realise that they are handing over thousands of dollars hand over fist in replacing the organics bin when only 8% of bins are faulty? Why are they all being replaced at a cost of \$800,000?

**Response:**

**The Acting General Manager Infrastructure and Leisure Services advised that the replacement of bins is done on a cycle basis. The question as to what had triggered the replacement of the organics bin was taken on notice.**

3. Will you go back and look at the project to try and save \$200,000?

**Response:**

**The CEO advised that the rollout of the new bins is almost complete and encouraged Mr Arundell to provide his questions prior to the meeting so that responses can be prepared. The CEO undertook to contact Mr Arundell to discuss his concerns.**

**Ray Cooper**

|                            |                             |
|----------------------------|-----------------------------|
| Cr Delahunty:              | Question Time – Waste Water |
| Nature of Disclosure:      | Indirect                    |
| Type of Indirect Interest: | 78A                         |
| Nature of Interest:        | Conduct LCA Reports         |

Having declared a conflict of interest in this item, Cr Delahunty left the meeting at 4.22pm.

1. As the dwelling density calculations were introduced in 2009, and were not applied by Wannan Water until 2013, did Council in their discussions with Wannan Water during this 2 ½ years get an explanation from them on why they waited to early 2013 to apply the density levels?

**Response:**

**The Acting General Manager for Community and Development Services advised that while the calculations for density levels had been around since 2009, the State Government revised the guidelines in late 2012 with increased emphasis for local government and water authorities to ensure that they were applied to new developments. This had been in response to strong concerns expressed by VCAT that Councils and water authorities prior to that time had not been applying them in the decision making process for new developments. So while the calculations have been around since 2009, they were strengthened in late 2012.**

2. So did Wannan Water decide to implement the density guidelines in early 2013 as a mechanism to trigger the Shire to develop a Domestic Wastewater Management Plan?

**Response:**

**The Acting General Manager for Community and Development Services advised that around the time Wannan Water began to more rigorously enforce the dwelling density guidelines, using the one dwelling per 40 hectare calculation, that it was being consistently applied throughout the industry by other water authorities and local governments. As stated previously, this was in response to concerns expressed by VCAT.**

3. Is Council aware that the method being used by Wannan Water is an anti-community, anti-township method and that it is preventing the investment of a lot of money and employment of a significant number of jobs in remote townships such as Beech Forest?

**Response:**

**The Acting General Manager for Community and Development Services advised that there were a number of different methods that could be used and that Council**

***understood and shared the concerns of landowners which is why it had pushed hard to get a commitment of funds from other stakeholders in order to develop a Domestic Wastewater Management Plan.***

Cr Delahunty returned to the meeting at 4.29pm.

**Simon Arundell – Bungador**

1. Why aren't the new bins put into storage until needed in order to save money?

***Response:***

***The Mayor advised that the program for the delivery of new organic bins had been implemented.***

2. Why can't the Shire admit that it has made a mistake and stop the program?

***Response:***

***The CEO advised that the rollout of the bins was not a mistake and would not be stopped.***

3. Does Council have in place a disease program for the Colac saleyards?

***Response:***

***The CEO advised that investigations had been undertaken into Mr Arundell's concerns and the advice received is that the use woodchips does not increase or decrease the risk of disease. The roof at the saleyards would keep the woodchips from getting wet and the Pakenham saleyards had also confirmed that there would be no increase in the risk of disease from the use of woodchips in the saleyards.***

4. What would the time delay be, in the event of an outbreak of foot and mouth disease in Australia, in the woodchips being replaced with concrete.

***Response:***

***The CEO advised that the question would need to be taken on notice.***

5. Have you forgotten the importance of immunisation in preventing disease control which was the reason the saleyards had a concrete floor. It was part of an immunisation program to ensure that cattle left the saleyards without disease.

***Response:***

***The Mayor advised that all soft floor options had been explored and that it had been identified that woodchips provided the level of comfort demanded by saleyard users for their cattle. Concrete flooring had proven to result in foot soreness for cattle.***

6. Why not trial the use of a tar floor in four of the pens? Given that the cattle will produce a large amount of urine resulting in wet woodchips, have the filters and pumps been built to cope with the amount of rubbish that will be coming down the drain?

***Response:***

***The Acting General Manager for Infrastructure and Leisure Services advised that an assessment of soft flooring options had been undertaken in line with the pumping systems at the saleyards.***

***The CEO advised that investigations had been undertaken into concerns previously expressed by Mr Arundell around the use of substances to protect the galvanized posts at the saleyards. The outcome of these investigations had revealed that the***



**best protection for galvanized posts was not to apply any substance over the top of them.**

**Leigh Barrett – Colac**

1. What is the impact of replacing the 8,000 organic bins on Council's carbon footprint? What is the net cost benefit of this significant investment of \$800,000? What would the impact be on the proposed rate increase if the bins had not been replaced and the impact be of a zero increase in employment?

**Response:**

**The CEO advised that the questions would need to be taken on notice. However, the current bins are 17 years old and had reached the end of their useful lives and the funds had been set aside in previous budgets to undertake a rolling program of bin replacement.**

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

These responses will not be read out but will be included in the minutes of this meeting.

**Alan Billing – Larpent**

1. What is the cost to Council of its membership of the Municipal Association of Victoria and the LGA, including the cost of Councillor participation?

**Response:**

**Council's annual subscription to the Municipal Association of Victoria for 2014/15 was \$27,661. There was also a contribution of:**

- **\$3,300 for the Rural Councils group,**
- **\$1,129 for membership of the MAV Information Technology Committee,**
- **\$7,700 to be involved in the MAV Step Asset and Financial Management program**
- **\$3,080 to be involved in the MAV Step Records/Electronic Content Management program for 2014/15.**

**The cost of Councillor participation at MAV events and meetings is covered as part of Council's annual subscription with travel the only additional expense borne by Council.**

**Council is unsure of the "LGA" organisation Mr Billing is referring to.**

2. Is the pathway being constructed along the Lake Corangamite Road north of Cororooke to St Brendan's to be a shared pathway suitable for pedestrians, cyclists, prams and wheelchairs? What is the total cost of the pathway? What is the estimated annual use of the pathway? When approving this development, were Councillors provided with future maintenance costs?

**Response:**

**The General Manager for Infrastructure and Services advised that the questions in relation to costs would need to be taken on notice, however the pathway is being created to cater for shared use between pedestrians, cyclists, prams and wheelchairs.**

**Further officer response following the Council meeting:**

**The pathway is a pedestrian path of 1.5m width, and was not designed to meet the criteria for a wider shared path, however under State traffic laws it can be used by young cyclists under 12 years old and adults supervising them.**

**The project cost is \$80,000 part funded through Council's STIP \$25,000, a TAC Community Road Safety grant \$25,000, a TAC Local Government grant \$25,000, and contributions from The Gardiner Foundation \$4,700 and Red Rock Progress Association \$300.**

**Whilst there are no estimates of annual use for the path, it has been supported through TAC grants based on its potential to improve road safety for pedestrians travelling between Cororooke and Coragulac, and the linkages between residents and facilities such as the General Store, Public Hall, Café, Tennis Courts, and the like.**

**The future maintenance costs for the path were not provided to Councillors when allocating STIP funds, but are factored into the recommendations of officers when advising Council on future projects.**

3. What was the cost of purchasing the twin wheelie bins currently being stored in Council's \$800,000 storage shed in Railway Street? What was the cost of these bins, who made the decision to purchase them and what is planned for these bins in the future?

**Response:**

**By twin wheelie bins Council understands Mr Billings to be referring to the 360 litre recycle bins purchased from Mastec. Through waste audits conducted jointly with neighbouring Councils it was identified that approximately 20% of the material in household garbage bins was recyclable. Not only was this costing Council more money to dispose of to landfill than it would to recycle but it was also the loss of a valuable resource. One of the issues which was identified was that some household recycling bins were filled to capacity and so additional recycling went into the garbage bin. As a result 100 x 360 litre wheelie bins were purchased for a trial usage at a cost of \$85 per bin. Currently we have 8 of these bins with red lids being used as litter bins at Meredith Park and Lavers Hill. Approximately 15 of these bins have been placed in the community where householders have identified that one 240 litre recycling bin does not meet their needs. Due to the moulded body of the bin they can be lifted by the standard grab on the waste truck. It has been identified that when filled with normal household commingled recycling no problems have been experienced with lifting. The bins are not suitable where a premise has a high usage of heavy recycling such as glass or bulk paper.**

**The waste management department made the decision to purchase the bins as they had proved successful at other Councils that had trialled them.**

**The availability of the 360 litre bin for residents wishing to upgrade has been advertised in the waste brochure which is being distributed with the waste calendars this year.**

**Bill McCarthy**

1. With respect to planned works on the grasslands and garden beds at the Lake Colac foreshore, can Council approve the cost of \$70,000 to widen the paths up to national standards, before the proposed garden edging is installed in two weeks' time?

**Response:**

**The Acting General Manager for Sustainable Planning and Development advised that Mr McCarthy's comments with respect to the pathway would be taken on board, however no guarantees can be made at this time regarding changes to the plans.**

**Follow Up Response:**

**The Manager Environment and Community Safety contacted you on 2 June to discuss the planned work on the Lake Colac Foreshore and advised that the new garden beds would be placed 60cm back from the edge of the existing pathway and that this would allow for any future widening of the path. While there is currently no intention to widen the path, the development of the new Lake Colac Master Plan would provide the community with an opportunity to discuss whether it is something they would like to see occur in the future.**

2. The commencement date of 9 June 2015 to install the garden edging will not allow time for the widening of the path which is required to meet national standards.

**Response:**

**The Acting General Manager for Sustainable Planning and Development advised that the question would need to be taken on notice.**

**Follow Up Response:**

**As noted above, whilst there is currently no intention to widen the path, the development of the new Lake Colac Master Plan would provide the community an opportunity to discuss whether it is something they would like to see occur in the future.**

3. What was the process for installing the recent linemarking undertaken in Colac given that the bicycle lanes do not meet any road safety standards?

**Response:**

**The General Manager for Infrastructure and Services advised that the linemarking had been designed to meet current road safety standards.**

4. What standards have been applied in this instance?

**Response:**

**The bicycle lanes currently installed throughout Colac and Apollo Bay as part of the Bicycle Lane Linemarking Project have been implemented with reference to Australian Standard 1742 – Manual of uniform traffic control devices – Part 9: Bicycle Facilities, VicRoads Cycle Notes 12, and Austroads Guide to Traffic Engineering Practice Series Part 14.**

5. Given that the amount spent on cyclists in the Colac Otway Shire of only \$4 per head is one of the lowest in the state, what is the forecast budget to be spent on cyclists?

**Response:**

**There were two major projects completed in the 2014/15 financial year for the express purposes of improving cycle infrastructure throughout the Colac Otway Shire. These were:**

- **the Bicycle Lane Linemarking Project with total funding of \$70,000, and**
- **the Bike Rack Project, which sought to install 28 new bike racks at suitable locations throughout Colac, Elliminyt and Apollo Bay. This project has funding of \$20,000.**

***There are no proposed bicycle-related infrastructure improvement projects as part of the 2015/16 Council Budget.***

**7. PETITIONS/JOINT LETTERS (if required)**

- Joint letter from shop traders within the Corangamite/Gellibrand Street precinct requesting improvements to the streetscape in Colac's central business district.

**8. CONFIRMATION OF MINUTES**

- Ordinary Council Meeting held on the 27/05/15
- Special Council Meeting held on the 10/06/15.

***MOVED Cr Stephen Hart seconded Cr Lyn Russell that Council confirm the above minutes.***

***AMENDMENT - MOVED Cr Chris Smith:***

***That the minutes of the Ordinary Council meeting held on 27 May 2015 be revised to include a motion by Cr Delahunty that a Code of Conduct Panel be initiated.***

Motion lapsed due to the lack of a seconder.

***AMENDMENT - MOVED Cr Chris Smith seconded Cr Michael Delahunty: That the minutes of the Special Council meeting held on 10 June 2015 be held over to check the recording of the vote for SC151006-1 Consideration of submissions to the draft 2015-2016 Budget.***

***LOST 2 : 5***

***MOVED Cr Stephen Hart seconded Cr Lyn Russell that Council confirm the above minutes.***

***CARRIED 5 : 1***

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

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

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

***Abstained: Cr Michael Delahunty***

***As per Section 90(1) of the Local government Act 1989 and Clause 41 of the Local Law No 4, Councillors must vote by a show of hands.***

***As Cr Michael Delahunty did not raise his hand to vote it has been recorded that he abstained from voting.***

As per Governance Local Law No 4, clause 34:

**34. Objection to Confirmation of Minutes**

- (1) If a Councillor is dissatisfied with the accuracy of the minutes, then he or she must:
  - (a) state the item or items with which he or she is dissatisfied; and
  - (b) propose a motion clearly outlining the alternative wording to amend the minutes.
- (2) Except where sub-clause (1) applies, no vote shall be recorded against a motion to adopt the minutes.

**9. PRESENTATION OF REPORTS**

**OM152406-1 CEO'S PROGRESS REPORT TO COUNCIL**

|             |               |           |               |
|-------------|---------------|-----------|---------------|
| AUTHOR:     | Rhonda Deigan | ENDORSED: | Sue Wilkinson |
| DEPARTMENT: | Executive     | FILE REF: | F11/3291      |

|                            |   |
|----------------------------|---|
| Cr Woodcroft:              | OM152406-1 CEO Progress Report to Council                             |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | Conflicting duties as a member of a committee mentioned in the report |

Having declared a conflict of interest in items OM152604-1, OM152604-2 and OM162504-3, Cr Woodcroft sought and was granted leave by Council to leave the meeting for the consideration of those items.

Cr Woodcroft left the meeting at 4.53pm.

***Original Recommendation***

***That Council notes the CEO's Progress Report to Council.***

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

***That Council:***

- 1. Notes the CEO's Progress Report to Council***
- 2. Formally acknowledges that Colac Otway Shire with all its postcodes is open to people with a Safe Haven Enterprise Visa.***

***CARRIED 6 : 0***

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

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

***Against the Motion: Nil***

**OM152406-2 FESTIVAL & EVENTS SUPPORT SCHEME 2015-2016**

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

|                            |   |
|----------------------------|---|
| Cr Delahunty:              | OM152406-2 Festival & Events Support Scheme 2015-2016     |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | Letter of support for Gellibrand River Blueberry Festival |

|                            |   |
|----------------------------|---|
| Cr Smith:                  | OM152406-2 Festival & Events Support Scheme 2015-2016 |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | President of Kana Committee                           |

|                            |   |
|----------------------------|---|
| Cr Woodcroft:              | OM152406-2 Festival & Events Support Scheme 2015-2016       |
| Nature of Disclosure:      | 78B   |
| Type of Indirect Interest: | Indirect  |
| Nature of Interest:        | Conflicting duties – adult mentor for group named in report |

Having declared a conflict of interest in this item, Crs Delahunty and Smith left the meeting at 5.18pm. Cr Delahunty indicated that as he also had a conflict of interest in the following item he would not be returning to the meeting until after that item had been considered.

Having left the meeting due to a conflict of interest in the previous item, Cr Woodcroft remained absent from the meeting.

***MOVED Cr Lyn Russell seconded Cr Stephen Hart******That Council:***

- Subject to the adoption of the 2015/2016 Council Budget, adopts the recommendations made by the Festival and Events Support Scheme Advisory Committee for funding allocations to events under the Colac Otway Festival and Events Support Scheme 2015-/2016.***

|    | <b><i>Event</i></b>   | <b><i>Funding</i></b> | <b><i>Category</i></b>       |
|----|---|-----------------------|------------------------------|
| 1. | <b><i>Apollo Bay Australia Day Community Picnic</i></b>             | <b><i>\$2,000</i></b> | <b><i>Seed Funding</i></b>   |
| 2. | <b><i>Eat Local Month</i></b>                                       | <b><i>\$2,000</i></b> | <b><i>Seed Funding</i></b>   |
| 3. | <b><i>Sustainable Living Day Gellibrand</i></b>                     | <b><i>\$1,000</i></b> | <b><i>Seed Funding</i></b>   |
| 4. | <b><i>Youth Council Homelessness Awareness Sleepout</i></b>         | <b><i>\$4,000</i></b> | <b><i>Seed Funding</i></b>   |
| 5. | <b><i>"Inheritance" – Bringing Rural Issues to Centre Stage</i></b> | <b><i>\$1,000</i></b> | <b><i>One Off Events</i></b> |
| 6. | <b><i>Australian Plant Society – Quarterly Gathering</i></b>        | <b><i>\$500</i></b>   | <b><i>One Off Events</i></b> |
| 7. | <b><i>Back To St Brendan's</i></b>                                  | <b><i>\$1,000</i></b> | <b><i>One Off Events</i></b> |
| 8. | <b><i>VBBF 2016 Rural State Championships</i></b>                   | <b><i>\$5,000</i></b> | <b><i>One Off Events</i></b> |
| 9. | <b><i>Youth Expo</i></b>  | <b><i>\$4,000</i></b> | <b><i>One Off</i></b>        |

|     |   | <i>Events</i>              |
|-----|---|----------------------------|
| 10. | <i>Amy's Gran Fondo</i>                                       | <i>\$1,000 Sponsorship</i> |
| 11. | <i>Apollo Bay Seafood Festival</i>                            | <i>\$5,000 Sponsorship</i> |
| 12. | <i>Birregurra Easter Arts at the Homestead</i>                | <i>\$2,000 Sponsorship</i> |
| 13. | <i>Birregurra Festival and Art Show 2016</i>                  | <i>\$5,000 Sponsorship</i> |
| 14. | <i>Birregurra School Choir at Birregurra Festival</i>         | <i>\$1,500 Sponsorship</i> |
| 15. | <i>Chase the Dog</i>  | <i>\$1,000 Sponsorship</i> |
| 16. | <i>Colac City Bands 69<sup>th</sup> Carols by Candlelight</i> | <i>\$5,000 Sponsorship</i> |
| 17. | <i>Colac Garden &amp; Lifestyle Show Expo</i>                 | <i>\$1,500 Sponsorship</i> |
| 18. | <i>Colac Kana Festival 2016</i>                               | <i>\$5,000 Sponsorship</i> |
| 19. | <i>Colac Orchid Annual Show</i>                               | <i>\$500 Sponsorship</i>   |
| 20. | <i>Colac Otway Wood Design Exhibition</i>                     | <i>\$2,500 Sponsorship</i> |
| 21. | <i>Forrest Festival</i>                                       | <i>\$2,000 Sponsorship</i> |
| 22. | <i>Forrest SoupFest</i>                                       | <i>\$4,000 Sponsorship</i> |
| 23. | <i>Gellibrand Blues and Blueberry Festival</i>                | <i>\$4,000 Sponsorship</i> |
| 24. | <i>Good Friday Family Fun Day &amp; Market</i>                | <i>\$1,000 Sponsorship</i> |
| 25. | <i>GOR Marathon 2016</i>                                      | <i>\$2,500 Sponsorship</i> |
| 26. | <i>Hunt for the Golden Gumboot</i>                            | <i>\$2,000 Sponsorship</i> |
| 27. | <i>Otway Odyssey</i>  | <i>\$2,500 Sponsorship</i> |
| 28. | <i>Run Forrest</i>  | <i>\$2,500 Sponsorship</i> |
| 29. | <i>Warm Winter Words</i>                                      | <i>\$3,000 Sponsorship</i> |
| 30. | <i>Warrion Flower Show</i>                                    | <i>\$1,000 Sponsorship</i> |
|     | <b>TOTAL</b>  | <b>\$75,000</b>            |

**CARRIED 4 : 0**

**Cr Smith returned to the meeting at 5.23pm.**



**OM152406-3 2015-2016 COMMUNITY FUNDING PROGRAM**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Lucy Vesey                     | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F15/884      |

|                            |  |
|----------------------------|--|
| Cr Crook:                  | OM152406-3 2015-2016 Community Funding Program       |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78   |
| Nature of Interest:        | Wife prepared application for Rotary Club Colac West |

|                            |  |
|----------------------------|--|
| Cr Woodcroft:              | OM152406-3 2015-2016 Community Funding Program           |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78B  |
| Nature of Interest:        | Conflicting duties - Member of committee named in item 3 |

|                            |  |
|----------------------------|--|
| Cr Delahunty:              | OM152406-3 2015-2016 Community Funding Program |
| Nature of Disclosure:      | Direct   |
| Type of Indirect Interest: | 77B  |
| Nature of Interest:        | Wife on Board of Colac College                 |

Having declared a conflict of interest in this item, Cr Crook left the meeting at 5.24pm.

Having previously left the meeting due to a conflict of interest in the previous item, Crs Delahunty and Woodcroft remained absent from the meeting.

***MOVED Cr Lyn Russell seconded Cr Stephen Hart******That Council:***

1. ***Subject to the adoption of the 2015/2016 Council Budget, approves the recommendations from the Grants/Community Funding Advisory Committee for grants from the 2015/2016 Community Funding Program:***

- a. ***COPACC ASSISTANCE:***

|   |                       |
|---|-----------------------|
| <b><i>Colac Area Health – The Cool Awards</i></b>     | <b><i>\$771</i></b>   |
| <b><i>Colac Area Health – Battle of the Bands</i></b> | <b><i>\$1,000</i></b> |
| <b><i>Colac Chorale</i></b>                           | <b><i>\$612</i></b>   |
| <b><i>Colac Music Teachers Association Inc</i></b>    | <b><i>\$958</i></b>   |
| <b><i>Colac Secondary School</i></b>                  | <b><i>\$1,000</i></b> |
| <b><i>Colac Specialist School</i></b>                 | <b><i>\$900</i></b>   |
| <b><i>Colac West Primary School</i></b>               | <b><i>\$960</i></b>   |
| <b><i>Colac Woodcrafters Guild</i></b>                | <b><i>\$1,295</i></b> |
| <b><i>Sacred Heart Primary School</i></b>             | <b><i>\$1,180</i></b> |
| <b><i>The Colac Players Inc</i></b>                   | <b><i>\$2,000</i></b> |

**b. SMALL EQUIPMENT & TRAINING:**

|   |                |
|---|----------------|
| <i>Apollo Bay Sailing Club</i>                        | <b>\$1,000</b> |
| <i>Birregurra Community Arts Group</i>                | <b>\$980</b>   |
| <i>Birregurra Community Group Inc</i>                 | <b>\$500</b>   |
| <i>Birregurra Football Netball Club</i>               | <b>\$1,000</b> |
| <i>Birregurra Golf Club</i>                           | <b>\$1,000</b> |
| <i>Birregurra Tennis Club Inc</i>                     | <b>\$295</b>   |
| <i>Carlisle River Community Group</i>                 | <b>\$310</b>   |
| <i>Colac Basketball Association Inc</i>               | <b>\$1,000</b> |
| <i>Colac Braves Baseball Club</i>                     | <b>\$1,000</b> |
| <i>Colac Ladies Daytime Badminton</i>                 | <b>\$1,000</b> |
| <i>Colac Legacy Club Inc</i>                          | <b>\$1,000</b> |
| <i>Colac Little Athletics Centre Inc</i>              | <b>\$605</b>   |
| <i>Colac Poultry Club Inc</i>                         | <b>\$640</b>   |
| <i>Colac Quilters</i>                                 | <b>\$1,000</b> |
| <i>Colac SES</i>                                      | <b>\$550</b>   |
| <i>Colac Swim Club Inc</i>                            | <b>\$690</b>   |
| <i>Colac Ten Pin Bowling Association</i>              | <b>\$980</b>   |
| <i>Colac Veterans Cycling Club Inc</i>                | <b>\$545</b>   |
| <i>Colac Woodcrafters Guild Inc</i>                   | <b>\$1,000</b> |
| <i>Community Hub Inc</i>                              | <b>\$1,000</b> |
| <i>Elliminyt Tennis Club Inc</i>                      | <b>\$500</b>   |
| <i>Irrewarra-Beeac Football Netball Club</i>          | <b>\$1,000</b> |
| <i>Otway Derby Dolls</i>                              | <b>\$1,000</b> |
| <i>Otway District Football &amp; Netball Club Inc</i> | <b>\$1,000</b> |
| <i>Red Rock Regional Theatre &amp; Gallery</i>        | <b>\$610</b>   |
| <i>RoadSafe Otway</i>                                 | <b>\$1,000</b> |
| <i>South Colac Sports Club Inc</i>                    | <b>\$990</b>   |
| <i>Stonyford Hall</i>                                 | <b>\$800</b>   |
| <i>U3A Colac Otway Inc</i>                            | <b>\$790</b>   |
| <i>Western Eagles Football Club</i>                   | <b>\$500</b>   |
| <i>Wye River Surf Lifesaving Club</i>                 | <b>\$385</b>   |

**c. COMMUNITY PROJECTS:**

|  |                |
|--|----------------|
| <i>Apollo Bay Community Website</i>                | <b>\$5,000</b> |
| <i>Birregurra Motor Enthusiasts Club Inc</i>       | <b>\$5,000</b> |
| <i>Colac &amp; District Adult Riding Club</i>      | <b>\$5,000</b> |
| <i>Colac &amp; District Historical Society Inc</i> | <b>\$1,400</b> |
| <i>Elliminyt Public Hall Inc</i>                   | <b>\$2,585</b> |
| <i>Glastonbury Community Services</i>              | <b>\$5,000</b> |
| <i>Kawarren Recreation Reserve Committee Inc</i>   | <b>\$3,795</b> |
| <i>Read the Play</i>                               | <b>\$5,000</b> |
| <i>Leisure Networks- Sportsaccess</i>              | <b>\$4,000</b> |
| <i>Otway Health (Apollo Bay Children's Centre)</i> | <b>\$2,380</b> |
| <i>Wye River Surf Lifesaving Club</i>              | <b>\$1,180</b> |
| <i>Wye to Wongarra Landcare</i>                    | <b>\$5,000</b> |

**d. RECREATIONAL FACILITIES:**

|   |                |
|---|----------------|
| <i>Alvie Football Netball Club</i>              | <b>\$5,000</b> |
| <i>Alvie Recreation Committee of Management</i> | <b>\$1,475</b> |
| <i>Alvie Tree Planters</i>                      | <b>\$4,900</b> |
| <i>Beeac Community Centre Inc</i>               | <b>\$1,750</b> |

|   |                |
|---|----------------|
| <i>Beeac Gold Club Inc</i>                                | <b>\$5,000</b> |
| <i>Birregurra Bowling Club</i>                            | <b>\$2,008</b> |
| <i>City United Cricket Club</i>                           | <b>\$4,925</b> |
| <i>Colac Basketball Association Inc</i>                   | <b>\$4,750</b> |
| <i>Colac Central Bowling Club Inc</i>                     | <b>\$710</b>   |
| <i>Colac Football Netball Club Inc</i>                    | <b>\$3,055</b> |
| <i>Colac Football Netball Club Inc</i>                    | <b>\$2,495</b> |
| <i>Colac Table Tennis Association</i>                     | <b>\$1,450</b> |
| <i>Cororooke Tennis Club</i>                              | <b>\$2,850</b> |
| <i>Irrewarra Cricket Club Inc</i>                         | <b>\$4,800</b> |
| <i>Johanna Public Purposes Reserve Inc</i>                | <b>\$3,185</b> |
| <i>Larpent Hall Committee</i>                             | <b>\$3,146</b> |
| <i>Larpent Indoor Bowls</i>                               | <b>\$290</b>   |
| <i>Old Beechy Rail Trail Committee of Management</i>      | <b>\$2,450</b> |
| <i>South Colac Sports Club Inc</i>                        | <b>\$5,000</b> |
| <i>Victorian Field &amp; Game Association Colac Inc</i>   | <b>\$2,000</b> |
| <i>Warrion Hall Committee</i>                             | <b>\$1,345</b> |
| <i>Warrion Recreation Reserve Committee of Management</i> | <b>\$750</b>   |
| <i>Warrowie Recreation Reserve</i>                        | <b>\$980</b>   |

**TOTAL      \$145,000**

**CARRIED: 4 : 0**

***Crs Delahunty and Crook returned to the meeting at 5.30pm.***

***Cr Woodcroft returned to the meeting at 5.31pm.***

**OM152406-4****COUNCIL PLAN 2013-2017 REVIEW**

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

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

***That Council adopts the revised Council Plan 2013-2017 and Strategic Resource Plan 2015-2016 to 2018-2019.***

***CARRIED 5 : 2***

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

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

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

**OM152406-5 ACCESS, EQUITY AND INCLUSION PLAN 2015-2025**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Greg Fletcher                  | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F13/9683     |

***MOVED Cr Terry Woodcroft seconded Cr Lyn Russell***

***That Council adopts the Access Equity and Inclusion Plan 2015-2025 (Phase 1).***

***CARRIED 6 : 1***

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

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

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

**OM152406-6****THE 50+ PLAN 2015-2025**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Greg Fletcher                  | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F13/9679     |

***MOVED Cr Lyn Russell seconded Cr Terry Woodcroft  
That Council adopts The 50+ Plan 2015-2025 (Phase 1).***

***CARRIED 5 : 2***

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

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

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

OM152406-7

## ADOPTION OF THE 2015-2016 ANNUAL BUDGET

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Ashley Roberts                 | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | F11/4663     |

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

**That Council:**

1. **Having considered all submissions received, adopts the 2015-2016 Budget annexed to this resolution as Attachment 1 in accordance with section 130 of the Local Government Act 1989 (the Act).**
2. **Authorises the Chief Executive Officer to:**
  - a. **Give public notice of this decision to adopt the 2015-2016 Budget, in accordance with section 130(2) of the Act;**
  - b. **Forward a copy of the adopted Budget to the Minister for Local Government, in accordance with section 130(4) of the Act;**
  - c. **Make available a copy of the adopted Budget at the Rae Street Office and the Apollo Bay Customer Service Centre for public inspection in accordance with section 130(9) of the Act; and**
  - d. **Thank persons making submissions to the budget in writing for their submission and advise them of the outcome of the budget decision.**
3. **Authorises the amount intended to be raised:**

**An amount of \$ 27,926,934 be declared as the amount that Council intends to raise by general rates, municipal charge and service (Waste Management) charges, which is calculated as follows:**

| <u>Category</u>                           | <u>Income</u>        |
|---|----------------------|
| General Rates                             | \$ 22,665,036        |
| Municipal Charge                          | \$ 2,505,528         |
| Annual Service (Waste Management) Charges | \$ 2,756,370         |
| <b>TOTAL</b>                              | <b>\$ 27,926,934</b> |

4. **Authorises a general rate be declared for the period commencing 1 July 2015 to 30 June 2016 and that:**
  - 4.1 **It be declared that the general rate be raised by the application of differential rates.**
  - 4.2 **A differential rate be respectively declared for rateable land having the respective characteristics specified below, which characteristics will form the criteria for each differential rate so declared:**

**4.2.1 Residential Land – Colac**

*Any land whether vacant or built upon, which is located in Colac, Colac East, Colac West or Elliminyt that is not zoned for commercial or industrial use and which:*

*does not have the characteristics of:*

- a) *Rural Farm Land;*
- b) *Holiday Rental Land; or*
- c) *Commercial/Industrial Land – Colac, Colac East, Colac West or Elliminyt.*

**4.2.2 Residential Land - Balance of Shire**

*Any land whether vacant or built upon or which is not located in Colac, Colac East, Colac West or Elliminyt that:*

*does not have the characteristics of:*

- a) *Rural Farm Land;*
- b) *Holiday Rental Land;*
- c) *Commercial/Industrial Land – Colac, Colac East, Colac West or Elliminyt; or*
- d) *Commercial/Industrial Land – Balance of Shire.*

**4.2.3 Rural Farm Land**

*Any land within the shire which is “Farm Land” within the meaning of Section 2 of the Valuation of Land Act 1960 and is zoned to allow land to be used for rural and/or farming purposes..*

**4.2.4 Holiday Rental Land**

*Any land that contains a dwelling, cabin or house or part of a house that:*

- o *is used for the provision of holiday accommodation for the purpose of generating income; or*
- o *is made generally available for holiday accommodation and is a secondary or supplemental source of income for the owner.*

*Note: Typically, the category will include absentee owned holiday houses, owner occupied “Bed and Breakfast” establishments, farm properties with accommodation cabins, holiday farms and the like.*

*The category will not include land used to provide tourist/holiday accommodation on an overtly commercial scale and basis where the provision of accommodation is an integral part of the use of the property. The types of properties excluded from this category would include motels, resorts, hotels with accommodation, caravan parks, centrally managed and promoted multi-unit developments and the like.*

**4.2.5 Commercial/Industrial Land - Colac, Colac East, Colac West or Elliminyt**

*Any land which is located in Colac, Colac East, Colac West or Elliminyt which:*

*does not have the characteristics of:*

- a) *Rural Farm Land;*
- b) *Residential Land – Colac, Colac East, Colac West or Elliminyt; or*
- c) *Holiday Rental Land; and*



*is used primarily for:*

- a) *the sale of goods or services;*
  - b) *other commercial purposes; or*
  - c) *industrial purposes*
- or which is vacant but zoned for commercial or industrial use.*

#### **4.2.6 Commercial/Industrial Land - Balance of Shire**

*Any land which is not located in Colac, Colac East, Colac West or Elliminyt which:*

*does not have the characteristics of:*

- a) *Rural Farm Land;*
- b) *Residential Land – Balance of Shire; or*
- c) *Holiday Rental Land; and*

*is used primarily for:*

- a) *the sale of goods or services;*
  - b) *other commercial purposes; or*
  - c) *industrial purposes*
- or which is vacant but zoned for commercial or industrial use.*

**4.3 Each differential rate will be determined by multiplying the Capital Improved Value of each rateable land (categorised by the characteristics described in Clause 4.2 of this Resolution) by the relevant rate in the dollar indicated in the following table:**

| <b>Rating Category</b>  | <b>Rate in the dollar of CIV</b> |
|---|----------------------------------|
| <b>Residential- Colac, Colac East, Colac West, Elliminyt</b>            | <b>0.004513</b>                  |
| <b>Residential- Other</b>   | <b>0.003836</b>                  |
| <b>Rural- Farm</b>  | <b>0.003565</b>                  |
| <b>Holiday Rental</b>   | <b>0.004513</b>                  |
| <b>Commercial/Industrial - Colac, Colac East, Colac West, Elliminyt</b> | <b>0.007446</b>                  |
| <b>Commercial/Industrial- Other</b>                                     | <b>0.006318</b>                  |

**4.4 It be recorded that Council considers that each differential rate will contribute to the equitable and efficient carrying out of Council functions, and that:**

**4.4.1 the respective objectives of each differential rate be those specified in Appendix B of the 2015-2016 Budget Document.**

**4.4.2 the respective types or classes of land which are subject to each differential rate be those defined in the Schedule to this Recommendation; and**

**4.4.3 the respective uses and levels of each differential rate in relation to those respective types or classes of land be those described in the Schedule to this Recommendation; and**

- 4.4.4 the relevant:**
- uses of;**
  - geographical locations of; and**
  - planning scheme zonings of; and**
  - types of buildings on the respective types or classes of land be those identified in Appendix B of the 2015-2016 Budget Document.**
- 5. Authorises a Municipal Charge be declared for the period commencing 1 July 2015 to 30 June 2016 to cover some of the administrative costs of the Council.**
- 5.1 The Municipal Charge be the sum of \$178 per annum for each rateable property in respect of which a municipal charge can be levied.**
- 6. Authorises the following Annual Service (Waste Management) Charges:**
- 6.1 An annual service (waste management) charge of \$285 per annum be declared for:**
- 6.1.1 all land used primarily for residential or commercial purposes; or**
  - 6.1.2 other land in respect of which a weekly waste collection and disposal service is provided, for the period 1 July 2015 to 30 June 2016.**
- 6.2 An annual service (waste management) charge of \$189 per annum be declared for:**
- 6.2.1 all land used primarily for residential or commercial purposes; or**
  - 6.2.2 other land in respect of which a fortnightly waste collection and disposal service is provided, for the period 1 July 2015 to 30 June 2016.**
- 7. Authorises a Special Charge for the Tirrengower drainage works previously declared by Council be fixed at \$2.50 per hectare for the period 1 July 2015 to 30 June 2016.**
- 8. Declares that it be recorded that Council requires any person to pay interest at the maximum rate fixed under section 2 of the Penalty Interest Rates Act 1983 as the rate set out in accordance with section 172(2) of the Act on any amounts of rates and charges which:**
- 8.1 that person is liable to pay; and**
  - 8.2 have not been paid by the date specified for their payment.**
- 9. Authorises the General Manager Corporate & Community Services, Manager Finance and Customer Service and the Revenue Co-ordinator to levy and recover the general rates, municipal charge and annual service charges in accordance with the Act.**

**CARRIED 5 : 2**

**DIVISION called by Cr Terry Woodcroft**

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

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

OM152406-8

**NAMING OF ROAD AS "DOWNES ROAD" GERANGAMETE**

|             |                                |           |              |
|-------------|--------------------------------|-----------|--------------|
| AUTHOR:     | Paul Carmichael                | ENDORSED: | Colin Hayman |
| DEPARTMENT: | Corporate & Community Services | FILE REF: | 11/95929     |

***MOVED Cr Michael Delahunty seconded Cr Lyn Russell***

***That Council:***

- 1. Having received no submissions to the proposed naming of the unnamed road reserve extending south easterly from alongside 545 Dewings Bridge Road to Seven Bridges Road, Gerangamete, resolves to name this road reserve "Downes Road" Gerangamete in accordance with the provisions of clause 5, schedule 10 of the Local Government Act 1989.***
- 2. Notes that this resolution be published in the Victorian Government Gazette.***
- 3. Notes that the applicants who initiated the proposal be advised of this resolution.***

***CARRIED 7 : 0***

**OM152406-9                    CONTRACT 1508 - ENGINEERING CONSULTANCY SERVICES**

|             |                           |           |              |
|-------------|---------------------------|-----------|--------------|
| AUTHOR:     | Andrew Kavanagh           | ENDORSED: | Phil Corluka |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F11/3291     |

|                            |  |
|----------------------------|--|
| Cr Delahunty:              | OM152406-9 Contract 1508 – Engineering Consultancy Services    |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78B  |
| Nature of Interest:        | Could receive benefit by way of sub-contracting to contractors |

Having declared a conflict of interest in this item, Cr Delahunty left the meeting at 6.54

***MOVED Cr Terry Woodcroft seconded Cr Lyn Russell***

***That Council:***

***1. Awards Contract 1508 – Engineering Consultancy Services – to the following tenderers:***

***a. for Part A – Project Engineering Design & Documentation***

- ***Driscoll Engineering Services P/L***
- ***Koukourou P/L t/as FMG Engineering***
- ***PJ Yttrup & Associates P/L***
- ***Storm Consulting P/L***
- ***The CSE Group Consulting Engineers P/L***

***b. for Part B – Engineering Consultancy***

- ***Brian Consulting P/L***
- ***Construct & Review Services***
- ***CT Management Group P/L***
- ***Driscoll Engineering Services P/L***
- ***GHD P/L***
- ***Gilbert Consulting P/L***
- ***Kinsley Group P/L***
- ***Opal Project Solutions P/L***
- ***Opus International Consultants (Australia) P/L***
- ***PJ Yttrup & Associates P/L***
- ***Ross J Goyne Consulting***
- ***Rural Works P/L***
- ***St Quentin Consulting P/L***
- ***Sterling Group Consultants P/L***
- ***Storm Consulting P/L***
- ***The CSE Group Consulting Engineers P/L***
- ***Trafficworks***
- ***Van der Meer Consulting P/L***

**c. for Part C – Engineering Survey**

- **Brian Consulting P/L**
- **Driscoll Engineering Services P/L**
- **Koukourou P/L t/as FMG Engineering**
- **Opal Project Solutions P/L**
- **The CSE Group Consulting Engineers P/L**

**d. for Part D – Geotechnical Services**

- **Brian Consulting P/L**
- **Driscoll Engineering Services P/L**
- **GHD P/L**
- **LR Pardo & Associates P/L**
- **PJ Yttrup & Associates P/L**

**e. Part E – Structural Engineering**

- **PJ Yttrup & Associates P/L**
- **Rural Works P/L**
- **Sterling Group Consultants P/L**
- **The CSE Group Consulting Engineers P/L**
- **Van der Meer Consulting P/L**

**for the term 1 July 2015 to 30 June 2017 with an optional one-year extension to be exercised at the sole discretion of Council, adjusted for CPI.**

2. **Delegates to the General Manager, Infrastructure & Services authority to sign the contract documents following award of Contract 1508.**
3. **Requests an assessment be undertaken by the relevant Council business unit of the appropriate consultant appointed to the panel for the specific work required and that the consultant who provides the best value to Council be engaged for the work.**

**CARRIED 5 : 1**

**DIVISION called by Cr Chris Smith**

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

**Against the Motion: Cr Chris Smith**

Cr Delahunty returned to the meeting at 6.58pm

OM152406-10

CONTRACT 1520 - EXTERNAL PLANT HIRE

|             |                           |           |              |
|-------------|---------------------------|-----------|--------------|
| AUTHOR:     | Andrew Kavanagh           | ENDORSED: | Phil Corluka |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F11/3291     |

**ORIGINAL RECOMMENDATION*****That Council:***

1. ***Awards Contract No. 1101 – External Plant Hire at the tendered schedule of rates as submitted to the following contractors:***
  - ***Bartletts Environmental***
  - ***Boyd & Lang Pty Ltd t/as Coragulac Quarries***
  - ***Carey Civil Contractors***
  - ***Coates Hire***
  - ***Diamond Earthmoving & Cartage***
  - ***Ducks Logging & Earthmoving Pty Ltd***
  - ***Environmental Services Group Pty Ltd***
  - ***Gavlex Pty Ltd t/as RSP Environmental Services***
  - ***Glenn Higgins Excavations***
  - ***Luxton Plant Pty Ltd***
  - ***McNaughton Excavations Pty Ltd***
  - ***Porter Excavations Pty Ltd t/as Porter Plant***
  - ***Qest Environments Pty Ltd***
  - ***R&L Richardson Transport Pty Ltd***
  - ***Richardson's Transport (Vic) Pty Ltd***
  - ***Ray G Welsh***
  - ***Sherrin Rentals Pty Ltd***
  - ***Streebson Pty Ltd t/as Ballarat Excavation & Transport***
  - ***Tutt Bryant Hire***
  - ***William Adams Pty Ltd***

***for the term 1 July 2015 to 30 June 2016.***
2. ***Delegates to the General Manager, Infrastructure & Services authority to sign the Contract documents following the awarding of Contract No. 1520.***
3. ***Requests that an assessment be undertaken by the relevant Council business unit of the appropriate contractor appointed to the panel for the specific work required and that the lowest priced contractor be engaged to supply the necessary services, providing acceptable occupational health and safety documentation and insurances are supplied prior to any engagement. Where lowest price contractor is not available the next lowest priced and suitable contractor be engaged.***

**MOTION - MOVED Cr Stephen Hart seconded Cr Lyn Russell****That Council:**

1. **Awards Contract No. 1520 – External Plant Hire at the tendered schedule of rates as submitted to the following contractors:**
  - **Bartletts Environmental**
  - **Boyd & Lang Pty Ltd t/as Coragulac Quarries**
  - **Carey Civil Contractors**
  - **Coates Hire**
  - **Diamond Earthmoving & Cartage**
  - **Ducks Logging & Earthmoving Pty Ltd**
  - **Environmental Services Group Pty Ltd**
  - **Gavlex Pty Ltd t/as RSP Environmental Services**
  - **Glenn Higgins Excavations**
  - **Luxton Plant Pty Ltd**
  - **McNaughton Excavations Pty Ltd**
  - **Porter Excavations Pty Ltd t/as Porter Plant**
  - **Qest Environments Pty Ltd**
  - **R&L Richardson Transport Pty Ltd**
  - **Richardson's Transport (Vic) Pty Ltd**
  - **Ray G Welsh**
  - **Sherrin Rentals Pty Ltd**
  - **Streebson Pty Ltd t/as Ballarat Excavation & Transport**
  - **Tutt Bryant Hire**
  - **William Adams Pty Ltd**

**for the term 1 July 2015 to 30 June 2016.**
2. **Delegates to the General Manager, Infrastructure & Services authority to sign the Contract documents following the awarding of Contract No. 1520.**
3. **Requests that an assessment be undertaken by the relevant Council business unit of the appropriate contractor appointed to the panel for the specific work required and that the lowest priced suitable contractor be engaged to supply the necessary services, providing acceptable occupational health and safety documentation and insurances are supplied prior to any engagement. Where lowest price contractor is not available the next lowest priced and suitable contractor be engaged.**

**CARRIED: 7 : 0**

**OM152406-11 CONTRACT 1521 - SUPPLY OF CRUSHED ROCK, SEALING AGGREGATE & PAVEMENT MATERIALS**

|             |                           |           |              |
|-------------|---------------------------|-----------|--------------|
| AUTHOR:     | Andrew Kavanagh           | ENDORSED: | Phil Corluka |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F11/3291     |

|                       |  |
|-----------------------|--|
| Cr Russell:           | OM152406-11 Contract 1521 Supply of Crushed Rock, Sealing Aggregate & Pavement Materials and In-Committee item<br>OM152406-24 Contract 1521 Supply of Crushed Rock, Sealing Aggregate & Pavement Materials |
| Nature of Disclosure: | Direct   |
| Nature of Interest:   | Brother in law is one of the tenderers   |

Having declared a conflict of interest in this item, Cr Russell left the meeting at 7.01pm

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

***That Council:***

1. ***Awards Contract No. 1521 – Supply of Crushed Rock, Sealing Aggregate & Pavement Materials to the following suppliers from 1 July 2015 to 30 June 2016 at the tendered schedule of rates:***
  - *Boyd & Lang Pty Ltd t/as Coragulac Quarries*
  - *Clifford Excavations*
  - *Colac Quarry Products Pty Ltd*
  - *Frank R Russell Pty Ltd*
  - *Local Mix Quarries*
  - *Melis & Sons Pty Ltd*

***for the term 1 July 2015 to 30 June 2016***
2. ***Delegates to the General Manager, Infrastructure & Services authority to sign the Contract documents following the awarding of Contract.***
3. ***Notes that an assessment will be undertaken by the relevant Council business unit of the appropriate supplier appointed by the panel for the specific work required and that the supplier who provides the required material and the best value to Council be engaged to perform the works.***

***CARRIED 6 : 0***

***DIVISION called by Cr Terry Woodcroft***

***For the Motion: Cr Chris Smith, Cr Stephen Hart, Cr Brian Crook, Cr Terry Woodcroft, Cr Michael Delahunty, Cr Frank Buchanan***  
***Against the Motion: Nil***

Cr Russell returned to the meeting at 7.10pm



**OM152406-12      CONTRACT 1522 - RECRUITMENT SERVICES - CASUAL STAFF**

|             |                           |           |              |
|-------------|---------------------------|-----------|--------------|
| AUTHOR:     | Andrew Kavanagh           | ENDORSED: | Phil Corluka |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F11/3291     |

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

***That Council:***

- 1. Awards Contract No. 1522 –Recruitment Services – Casual Employees to CQ Recruitment and Workforce Recruitment and Labour Services at their tendered schedule of rates for the term 1 July 2015 to 30 June 2017, subject to a one-year option to extend, adjusted for CPI.***
- 2. Delegates to the Chief Executive Officer authority to sign and place under Council Seal the Contract documents following the awarding of Contract No. 1522.***

***CARRIED 7 : 0***

OM152406-13

**BLUEWATER FITNESS CENTRE REDEVELOPMENT  
PROJECT - PROGRESS REPORT**

|             |                           |           |              |
|-------------|---------------------------|-----------|--------------|
| AUTHOR:     | Adam Lehmann              | ENDORSED: | Phil Corluka |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F13/7721     |

**Original Recommendation(s)**

*That Council notes the monthly status report for the Bluewater Fitness Centre Redevelopment Project covering the period to 1 May 2015 to 31 May 2015.*

**MOTION - MOVED Cr Michael Delahunty seconded Cr Chris Smith:**

*That Council notes with concern the monthly status report for the Bluewater Fitness Centre Redevelopment Project covering the period to 1 May 2015 to 31 May 2015.*

**AMENDMENT - MOVED Cr Stephen Hart that the wording "with concern" be removed.**

*This motion was ruled out of order by the Mayor as being contrary to the motion.*

**MOTION - MOVED Cr Michael Delahunty seconded Cr Chris Smith:**

*That Council notes with concern the monthly status report for the Bluewater Fitness Centre Redevelopment Project covering the period to 1 May 2015 to 31 May 2015.*

**LOST 2 : 5**

**DIVISION called by Cr Chris Smith**

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

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

**MOTION - MOVED Cr Stephen Hart seconded Cr Brian Crook:**

**That Council:**

- 1. Notes the monthly status report for the Bluewater Fitness Centre Redevelopment Project covering the period to 1 May 2015 to 31 May 2015.**
- 2. Notes that the prior status for budget should read "caution".**

**CARRIED 6 : 1**

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

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

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

**OM152406-14****COLAC OTWAY SHIRE STRATEGIC ROAD REVIEW**

|             |                           |           |              |
|-------------|---------------------------|-----------|--------------|
| AUTHOR:     | Simon Vulcz               | ENDORSED: | Phil Corluka |
| DEPARTMENT: | Infrastructure & Services | FILE REF: | F11/1809     |

|                            |   |
|----------------------------|---|
| Cr Delahunty:              | OM152406-14 Colac Otway Shire Strategic Road Review   |
| Nature of Disclosure:      | Indirect  |
| Type of Indirect Interest: | 78B   |
| Nature of Interest:        | Worked on roads in review and may again in the future |

Having declared a conflict of interest in this item, Cr Delahunty left the meeting at 7.40pm

***MOVED Cr Brian Crook seconded Cr Terry Woodcroft  
That Council adopts the Strategic Road Network Review***

***CARRIED 6 : 0***

Cr Delahunty returned to the meeting at 7.54pm

The Mayor adjourned the meeting from 7.54pm to 8.02pm

**OM152406-15      2015/2016 SMALL TOWN IMPROVEMENT PROGRAM  
(STIP) ALLOCATION OF FUNDS**

|             |                                    |           |              |
|-------------|------------------------------------|-----------|--------------|
| AUTHOR:     | Katrina Kehoe                      | ENDORSED: | Doug McNeill |
| DEPARTMENT: | Sustainable Planning & Development | FILE REF: | F15/101      |

|                            |  |
|----------------------------|--|
| Cr Hart:                   | OM152406-15 2015/2016 Small Town Improvement Program (STIP) Allocation of Funds  |
| Nature of Disclosure:      | Indirect   |
| Type of Indirect Interest: | 78E  |
| Nature of Interest:        | Construction of the path from Lavers Hill to Crowes is likely to affect my residential amenity as it will provide a path past my home property |

Having declared a conflict of interest in this item, Cr Hart left the meeting at 8.02pm

***MOVED Cr Lyn Russell seconded Cr Terry Woodcroft***

***That Council:***

1. ***Approves the allocation of \$118,000 funding for the 2015/16 Small Town Improvement Program (STIP) recommended by the Small Town Improvement Program Advisory Committee, subject to the adoption of the 2015/16 Council Budget.***
2. ***Approves the allocation of funding to specific projects as follows:***
  - Beeac Lake walking track stage one (subject to all regulatory Approvals being completed and public exhibition of the design plans)*** ***\$25,000***
  - Carlisle River landscape upgrade*** ***\$ 3,600***
  - Cressy Park seating & picnic table*** ***\$ 7,400***
  - Forrest Public Hall – Roof & Sprinkler system*** ***\$18,600***
  - Forrest Men’s Shed fit-out*** ***\$23,125***
  - Gellibrand Rex Norman Park Master Plan & infrastructure*** ***\$15,000***
  - Lavers Hill to Crowes shared path concept plan*** ***\$10,800***
  - Skenes Creek – shared path, bike racks, vegetation, signage*** ***\$14,475***
3. ***Confirms that the allocation of funds for the development of concept design plans for the Lavers Hill to Crowes shared path does not infer any commitment for future support for the design and construction of the Lavers Hill to Crowes shared path.***

**4. Approves an amendment to the STIP Guidelines:**

- To clarify that proposals up to \$25,000 (Council contribution) will be considered*
- To contain a provision in the event that should more than \$25,000 unexpectedly be required to complete a project (after commencement), a letter can be written to the Chief Executive Officer requesting special consideration of additional funding.*

**CARRIED 5 : 1**

**DIVISION called by Cr Chris Smith**

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

**Against the Motion: Cr Chris Smith**

Cr Hart returned to the meeting at 8.15pm

OM152406-16

**COLAC 2050 PROJECT CONTROL GROUP - COUNCILLOR  
NOMINATION**

|             |                                       |           |              |
|-------------|---------------------------------------|-----------|--------------|
| AUTHOR:     | Suzanne Barker                        | ENDORSED: | Doug McNeill |
| DEPARTMENT: | Sustainable Planning<br>& Development | FILE REF: | F11/3291     |

**Original Recommendation(s)**

*That Council nominates Councillor ..... as its representative on the Colac 2050 Project Control Group.*

**MOTION - MOVED Cr Chris Smith:**

*That Council does not nominate a Councillor as its representative for the Colac 2050 Project Control Group until the issue of the future route of the Princes Highway can be included.*

*The motion lapsed due to the lack of a seconder*

**MOTION - MOVED Cr Stephen Hart seconded Cr Brian Crook:**

*That Council nominates Councillor Frank Buchanan as its representative on the Colac 2050 Project Control Group.*

**CARRIED 5 : 2**

**DIVISION called by Cr Stephen Hart**

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

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

OM152406-17

**PROPOSED PRESCRIBED PLANNING SCHEME  
AMENDMENT**

|             |                                       |           |              |
|-------------|---------------------------------------|-----------|--------------|
| AUTHOR:     | Blaithin Butler                       | ENDORSED: | Doug McNeill |
| DEPARTMENT: | Sustainable Planning<br>& Development | FILE REF: | F13/4500     |

***MOVED Cr Terry Woodcroft seconded Cr Lyn Russell That Council:***

- 1. Requests the Minister for Planning to prepare a Prescribed Amendment that inserts Clause 33.03 into the Colac Otway Planning Scheme.***
- 2. Requests a waiver of the fee for the Prescribed Amendment, given the minor administrative nature of the Amendment.***
- 3. Requests an exemption from giving notice of the amendment, in accordance with section 20(4) of the Planning and Environment Act 1987, given that notice of the rezoning of the land to the Industrial 3 Zone has already been given, and the amendment corrects an obvious or technical error.***

**CARRIED 7 : 0**



OM152406-1

## ASSEMBLY OF COUNCILLORS

|             |               |           |               |
|-------------|---------------|-----------|---------------|
| AUTHOR:     | Rhonda Deigan | ENDORSED: | Sue Wilkinson |
| DEPARTMENT: | Executive     | FILE REF: | F14/6031      |

***MOVED Cr Stephen Hart seconded Cr Terry Woodcroft******That Council notes the Assembly of Councillors reports for:***

- ***Friends of Botanic Gardens*** ***14 May 2015***
- ***Councillor Briefing*** ***20 May 2015***
- ***Small Towns Improvement Program Advisory Committee*** ***20 May 2015***
- ***Councillor Briefing*** ***27 May 2015***
- ***Councillor Briefing*** ***3 June 2015***
- ***Festival & Events Support Scheme Advisory Committee*** ***3 June 2015***
- ***Community Funding Program Advisory Committee*** ***3 June 2015***
- ***Councillor Briefing*** ***10 June 2015***
- ***Colac Municipal Aerodrome Committee of Management*** ***15 June 2015***

***CARRIED 7 : 0***

**OM152406-19****MINUTES FROM YOUTH COUNCIL MEETINGS**

|             |               |           |               |
|-------------|---------------|-----------|---------------|
| AUTHOR:     | Maree Redmond | ENDORSED: | Sue Wilkinson |
| DEPARTMENT: | Executive     | FILE REF: | 11/96640      |

***MOVED Cr Lyn Russell seconded Cr Stephen Hart***

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

- ***4 May 2015***
- ***18 May 2015***
- ***1 June 2015.***

***CARRIED 7 : 0***

**OM152406-20      PROPOSED LEASE - PORT OF MELBOURNE (CR  
MICHAEL DELAHUNTY)****Original Recommendation**

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

**MOTION - MOVED Cr Michael Delahunty seconded Cr Lyn Russell:**

*That Council writes to Premier Andrews and the Minister for Roads, Road Safety and Ports, the Honourable Luke Donnellan MP, requesting:*

- 1. A guarantee that exporting rural and regional food producers and processors will not incur stevedore and port handling charges that exceed those of our international competitors as a result of the proposed lease of the Port of Melbourne.*
- 2. A clause be included in the Port of Melbourne lease that, as part of any consideration of any proposed increase in fees and/or charges associated with the leased facility, the appropriate regulatory authority apply a no disadvantage test with respect to export exposed industries.*

**AMENDMENT - MOVED Cr Chris Smith seconded Cr Brian Crook:**

*An additional point be added:*

*“That copies of these letters will be sent to relevant Shadow Ministers of the Liberal Party and the Greens Party and any independent Members of the Upper and Lower Houses.*

**CARRIED: 7 : 0**

**MOTION - MOVED Cr Michael Delahunty seconded Cr Lyn Russell:**

*That Council:*

- 1. Writes to Premier Andrews and the Minister for Roads, Road Safety and Ports, the Honourable Luke Donnellan MP, requesting:*
  - a. A guarantee that exporting rural and regional food producers and processors will not incur stevedore and port handling charges that exceed those of our international competitors as a result of the proposed lease of the Port of Melbourne.*
  - b. A clause be included in the Port of Melbourne lease that, as part of any consideration of any proposed increase in fees and/or charges associated with the leased facility, the appropriate regulatory authority apply a no disadvantage test with respect to export exposed industries.*
- 2. Requests that copies of these letters will be sent to relevant Shadow Ministers of the Liberal Party and the Greens Party and any independent Members of the Upper and Lower Houses.*

**CARRIED: 7 : 0**

**OM152406-21 REGIONAL NETWORK DEVELOPMENT PLAN FOR PUBLIC  
TRANSPORT (CR BRIAN CROOK)****Original Recommendation**

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

**MOTION - MOVED Cr Brian Crook seconded Cr Terry Woodcroft:**

*That Council take a lead in supporting more train services for this region and particularly the Colac Otway Shire community through:*

- 1. Promoting the State Government's Consultation process to develop a Network Development Plan for Public Transport in this region, so that our shire maximises this opportunity to state our case for extra train services.*
- 2. Writing to key stakeholders in the fight to gain extra train services, so that they have representation at the consultation in Colac in early September. This promotion should at least reach the following groups:*
  - All school communities and pre-schools throughout our shire.*
  - Deakin University and The Gordon.*
  - Major employers including ALC, AKD, Bulla, CAH, COS, CMTF*
  - Community Groups including but not limited to all Neighbourhood Houses, Community Hub Inc, Apollo Bay Chamber of Commerce, OBI, Otway Forum, Youth Council,*
  - Ambassadors for the Ageing.*
  - All major sporting bodies across our Shire.*
  - All Progress Associations eg Beeac Progress Association and Birregurra Community Group.*
  - All medical practices.*
  - All other bodies that may become apparent.*

**CARRIED: 7 : 0**

**IN COMMITTEE**

**MOVED Cr Stephen Hart 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>      |
|---|---|----------------------------|
| Minutes of the 27 May 2015 In-Committee Meeting                                       | because this matter deals with contractual matters.   | Section 89 (2) (d)         |
| Contract 1520 - External Plant Hire   | this matter deals with contractual matters  | Section 89 (2) (d)         |
| Contract 1508 - Engineering Consultancy Services                                      | this matter deals with contractual matters  | Section 89 (2) (d)         |
| Contract 1521 - Supply of Crushed Rock, Sealing Aggregate & Pavement Materials        | this matter deals with contractual matters  | Section 89 (2) (d)         |
| Contract 1522 - Recruitment Services - Casual Staff                                   | this matter deals with contractual matters  | Section 89 (2) (d)         |
| Confidential Item for Consideration - Audit Committee Chairperson's Report to Council | this matter deals with personnel matters; AND this matter deals with contractual matters; AND this matter may prejudice the Council or any person | Section 89 (2) (a) (d) (h) |

Cr Delahunty requested that consideration be given to including the Audit Committee Chairperson's Report in the open minutes of this meeting.

**CARRIED 6 : 1**

Cr Smith left the meeting at 9.16pm.


**Resolution**

**MOVED Cr Lyn Russell seconded Cr Stephen Hart that Council move "Out-of-Committee".**

**CARRIED 6 : 0**

*The Meeting Was Declared Closed at 9.21pm*

**CONFIRMED AND SIGNED** at the meeting held on 22 JULY 2015

  
 .....**MAYOR**

