



Colac Otway
SHIRE

COUNCIL MEETING

MINUTES

Wednesday 27 April 2022

at 4:00 PM

COPACC

95 - 97 Gellibrand Street, Colac

Next Council Meeting: 25 May 2022



COLAC OTWAY SHIRE COUNCIL MEETING

Wednesday 27 April 2022

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COLAC OTWAY SHIRE COUNCIL MEETING

MINUTES of the *COUNCIL MEETING OF THE COLAC OTWAY SHIRE COUNCIL* held at COPACC on
Wednesday 27 April 2022 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 Kate Hanson (Mayor)
Cr Graham Costin (Deputy Mayor)
Cr Jamie Bell
Cr Stephen Hart
Cr Joe McCracken
Cr Chris Potter
Cr Margaret White

Anne Howard, Chief Executive Officer
Errol Lawrence, General Manager Corporate Services
Tony McGann, General Manager Environment and Infrastructure
Ian Seuren, General Manager Development and Community Services
Marlo Emmitt, Manager Governance and Communications
Lyndal McLean, Governance Coordinator
Dani Wright, Communications Coordinator
Doug McNeill, Manager Planning, Building and Health
Amanda Barber, Manager Financial Services
Toni Uphill, Management Accountant
James Macdonald, Health Protection Coordinator

3 APOLOGIES AND LEAVES 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, present and emerging and welcomes any descendants here today.

RECORDING AND PUBLICATION OF MEETINGS

Please note: All Council meetings are live streamed and recorded when the meeting is held either at COPACC or online. This includes the public participation sections of the meetings. When meetings are held in other locations, Council will endeavour to make an audio recording of the meeting for community access. Matters identified as confidential items in the Agenda will not be live streamed or recorded regardless of venue of mode.

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).

As soon as practicable following each open Council meeting, the live stream recording will be accessible on Council's website. Recordings are also taken to facilitate the preparation of the minutes of open Council and Committee meetings and to ensure their accuracy. Recordings will be retained by Council for a period of four years.

As stated in the Governance Rules, 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.

This meeting was livestreamed to the public via Council's YouTube channel (search Colac Otway Shire Council at www.youtube.com).

5 QUESTION TIME

A maximum of 30 minutes is allowed for question time. Question time is not a forum for public debate or statements.

QUESTIONS RECEIVED IN WRITING PRIOR TO THE MEETING

Jan Ratcliff, Forrest

1. **The latest IPCC report makes it clear that we urgently need to reduce carbon emissions to avoid catastrophic effects of global warming. One way to do this is to electrify everything, including cars.**

The council buys cars regularly. Will it buy EVs whenever possible from now on and if not, why not?

Response from General Manager Environment and Infrastructure

Council is committed to reducing emissions and is committed to the reduction in the use of fossil fuels. Pool vehicles at present consist of Hybrid and Plug in Hybrid.

Council has moved to a position of introducing more hybrid vehicles in the fleet to reduce emissions with the view of introducing electric vehicles in the near future with the advent of better vehicle battery life and more charging infrastructure.

Vehicle supply times at present are lengthy due to global issues and we hope that normalises in the next 12 months.

James Judd, Colac

1. **Since the Colac Otway Shire Council has claimed it only has a 10 year warranty on some solar panels put in by Council, plus these will have to be replaced prior to the warranty expiring, when will Council be faced with a bill to replace them since some of these panels were put in years ago and will soon need replacing even though Council had claimed these had a 40 year life span prior to the 10 year admission and claim they would have to be replaced prior to the warranty expiring?**

Response from General Manager Environment and Infrastructure

As stated at the December 2021 Council Meeting, all solar panels and inverters installed by Council have a 10 year product and workmanship warranty at minimum with a 10 year power output warranty based on 90% of warranted minimum power and 25 years at 80% of warranted minimum power. While under warranty if any component is faulty it is replaced under warranty at no cost to Council. After the warranty expires any fault or replacement costs are born by Council as the asset owner just like many other electrical infrastructure such as generators, air conditioning and ventilation systems and hot water services. Council's solar photovoltaic systems including the solar panels, inverters and mounting system undergo an annual electrical safety and maintenance check as well as cleaning to ensure safe and optimum system performance during and after the warranty period.

2. **If the Colac Otway Shire Council is to do away with the 15.1 Committees of Management of the drainage systems please promptly advise all in the community how and to what section of Council any matter relating to the drainage system must be reported to? Now the Council is promoting "The Colac 2050 Growth Plan" that calls for an increased population, far more people will be around to notice any defects in the drainage system. Plus a recent official report made the claim once in 100 year storms and floods will be far worse and more frequent in future years. We must know how to report matters that need urgent action on.**

Response from General Manager Environment and Infrastructure

Issues relating to Council's drainage system can be reported to Council or by phoning 5232 9400. Depending on the nature of the issue, the request will be referred to the relevant department of Council for further investigation or maintenance.

Ms Nagorcka-Smith, Birregurra

Council advised 25/8/21 that they couldn't fly a rainbow flag for IDAHOBIT Day, but that the issue may be considered when the flag protocol policy was reviewed. What are Council's timelines for reviewing this policy, and will you consult the community? Do you have other plans to mark IDAHOBIT Day?

Response from General Manager Corporate Services

It is anticipated that the review will be undertaken this calendar year and will include a consideration of the flying of flags outside of the current protocols. Community consultation will be undertaken. Council has a number of activities planned to celebrate IDAHOBIT day including a staff afternoon tea, the distribution of rainbow lanyards for employees.

Belinda Conning, Apollo Bay

Re: GORCAPA development proposed for the hillside adjacent to Gambier St

How will Council manage problems associated with the parking requirement for extra cars along Gambier Street in peak periods, when there is already narrow access for local cars and pedestrians? - How will the local koala population be impacted, as koalas are now listed as a 'vulnerable' species?

Response from General Manager Environment and Infrastructure

Expanding car parking in this area is not something Council is currently considering and as a result it is not thought that koalas will be impacted as a result of the proposal.

John and Marlene Verey, Apollo Bay

Re: Apollo Bay Recreation Reserve, Camping Upgrade and Expansion

- 1. Has Council been consulted by GORCAPA and does Council intend to issue notifications and offers for community consultation?**

Response from General Manager Development and Community Services

Both the Camping Uplift project and the Recreation Reserve Masterplan project are being led by the Great Ocean Road Coast and Parks Authority, and that includes all elements of community consultation. Council, as a project stakeholder, is committed to working closely with both the Authority and the community on these projects.

- 2. Will Council push for a fully-developed master plan to be created prior to commencement of works?**

Response from General Manager Development and Community Services

Whilst it would have been beneficial to complete the masterplan for the recreation reserve prior to the Camping Uplift project, there is still scope for Council to work with the Authority and community to achieve good outcomes through the upcoming master planning process. The Authority has confirmed that it is commencing work on the Masterplan in coming weeks, and that the project will involve broad community engagement.

Ms Harris, Apollo Bay

If Councillors again vote tonight to reject the opportunities that membership of the Barwon South West Climate Alliance could bring to the Shire, what other sources of expert staffing, lobbying and funding will Council access in order to take the urgent actions needed on climate change?

Response from General Manager Environment and Infrastructure

Council will continue to find opportunities to work together with other Local governments, state and federal government agencies and community groups to take action on climate change, continue to reduce carbon emissions and apply for funding on a project by project basis.

This matter will be discussed by Councillors at today's meeting.

Prabha Kutty, Colac

The proposed Governance Rules, that Councillors are to consider at this meeting, retains provisions stating that the public are not to direct questions at individual councillors, and from my experience not even through the Chair.

While there may be some merit in the view that council decisions are made collectively and not individually, questions to Councillors could relate to matters other than Council decisions.

From my understanding Councillors at Geelong City Council meetings are asked questions by the public and do personally respond to them. Further in our federal parliament the PM and his Ministers have questions put to them directly by the people's representatives, which they then answer.

So, what is the reasoning behind this undemocratic rule that prevents the public from directly communicating with their councillors at our Council meetings?

Also, it would be of interest to know, through the Chair of course, whether any Councillor has objections to the public asking them questions that are respectfully put and relevant to their role at Council?

Response from Manager Governance and Communications

Questions should not be directed to individual Councillors, but to the collective Council group. Formal Council meetings are not the forum for members of the public to question individual Councillors about their decisions or individual opinions and/or reasons for them.

The contact details of all individual Councillors are publicly available and people are encouraged to contact individual Councillors directly if they want to discuss any matter.

David Brown. Apollo Bay

1. The carbon neutral status of Colac Otway Shire operations

At the Council Meeting 23 March 2022, in response to a question regarding the COS claim for its carbon neutral status in 2021, the General Manager Environment and Infrastructure said the Council was 'still completing its emissions inventory and that following that report further offsets would be purchased to account for the remaining emissions and those offsets would be purchased by the end of April 2022'.

Given this response from the General Manager, it is clear that the Colac Otway Shire did not achieve its publicly stated objective of being carbon neutral by 2020 and was not, despite public Council boasts to the contrary, carbon neutral in 2021 ... and was in fact still not carbon neutral at the end of March 2022.

Accordingly, will the Council:

(1) publicly withdraw its untrue and misleading claim that has achieved carbon neutral status in its operations?

(2) publicly announce the new objective (year date) for when it will actually achieve carbon neutral status in its operations?

Response from General Manager Environment and Infrastructure

- (1) Council is committed to its Carbon Neutral claim for the 2021-2022 financial year. Emissions inventories and their verification is always retrospective and Council is currently finalising the verification work to national carbon neutral standards and will be purchasing the required revegetation based offsets shortly.
- (2) Council intends and committed to maintaining its Carbon neutral status for 2021-2022 and beyond.

2. Outcomes of the Colac Otway Shire carbon emissions audit

Following the General Manager Environment and Infrastructure's advice of 23 March (above), as at 27 April:

- (1) what are the findings of the Council's 'emissions inventory verification'?
- (2) what is the extent of residual Council emissions (tonnes) that still need to be offset to support the COS claim for carbon neutrality?
- (3) where, with whom and at what cost have those offsets been purchased?

Response from General Manager Environment and Infrastructure

As previously stated, as part of Council's carbon neutral claim for 2020-2021, Council is currently in the final stages of completing an emissions inventory verification according to national standards. Once the verification is finalised the offsets will be purchased through an appropriately accredited and certified revegetation-based offset scheme.

Tim Cobb, Skenes Creek

In 2021/2 the average residential rate in Colac/Elliminyt was \$1285. The average in the balance of the Shire was 17% higher at \$1511. The rating strategy and budget proposed by Council Officers would see 2022/3 Colac/Elliminyt average residential rate unchanged.

In 2022/3 Balance of Shire residential rates are budgeted to increase by another 7.8% on average to \$1630. That is \$345 per household more - 27% higher than Colac/Elliminyt.

1. Will Councillors support average household rates in the Balance of Shire being 27% higher than in Colac/Elliminyt as ratepayers are already acutely aware of the significantly lower level of services provided outside Colac/Elliminyt.

Response from General Manager Corporate Services

Rates are a property tax based on the valuation of the property. A fundamental premise of rating is that higher valued properties pay higher rates. The 2022 valuations for the "Residential-Balance of Shire" category increased by an average of \$183,414 compared to \$91,663 for properties in "Residential-Colac Elliminyt" category (being a difference of 100%). As a result, the average valuation in the "Residential-Balance of Shire" category became \$671,111 compared to \$449,169 in the Colac/Elliminyt category (being a difference of 49.4%).

Given the extent of the valuation increases, the only way to mitigate rates increases for the "Residential-Balance of Shire" category would have been to shift the burden to other categories, regardless of the fact their valuations did not increase as much. This was considered

to be unfair, given Colac was identified as having a significantly greater level of economic disadvantage than all other areas of the shire and that the “Commercial” and “Holiday Rental” categories had been particularly affected by the effects of COVID.

2. **Do Councillors think that reducing the rating strategy percentage for residential Balance of Shire to 80% would 'share the pain' more appropriately or will they vote for the proposed extra burden of \$800k on Balance of Shire residential ratepayers - paying for ALL the overall COS spending increase plus rate reductions for many other ratepayers.**

Response from General Manager Corporate Services

In 2022-23, the “Residential-Balance of Shire” category will contribute 33% of the total rates revenue from 35.3% of the total valuations. In contrast, the “Residential-Colac/Elliminyt” category will contribute 28% of the total rates revenue from 25.5% for the total valuations.

The “Residential- Balance of Shire” category therefore has a slightly more advantageous comparative ratio than “Colac/Elliminyt”.

The proportion of rates to valuation is therefore considered to be fair and equitable. As mentioned above, it was considered *unfair* to shift the rates burden to other categories, such as “Residential – Colac/Elliminyt”.

Mr Dunsmuir, Apollo Bay

I'd like to ask the Council what the Shire's response is to the proposed extension to camping sites that are at the top of the Recreation Reserve Hill, with frontage to Gambier Street, Apollo Bay.

1. **How will the Shire manage the extra traffic that will travel along Gambier Street, Cartwright Street, and Noel Street, Apollo Bay as a result of a new road entrance from Gambier Street to access proposed camping and glamping sites on ‘the hill’ of the Apollo Bay Recreation Reserve?**

Response from General Manager Environment and Infrastructure

The Great Ocean Road Coast and Parks Authority has been in discussions with Council regarding potential development at the Recreation Reserve, in particular on the land abutting Gambier Street. These discussions are ongoing and have included potential traffic and road infrastructure impacts.

2. **How will the Shire ensure pedestrian safety in these streets as there are currently no footpaths in these streets, meaning that pedestrians (with children and dogs) routinely walk on these roads?**

Response from General Manager Environment and Infrastructure

The Great Ocean Road Coast and Parks Authority has been in discussions with Council regarding potential development at the Recreation Reserve, in particular on the land abutting Gambier Street. These discussions are ongoing and pedestrian safety will be a key factor in any works to support any development at this site.

Mr/s Rees, Apollo Bay

Gambier Street in Apollo Bay has no footpaths and is narrow with open drains along the verge. How will Council ensure the safety of vehicle and pedestrian traffic if GORCAPA uses Gambier St for entry, exit and overflow parking for the intended hillside camping expansion at the Recreation Reserve?

Response from General Manager Environment and Infrastructure

The Great Ocean Road Coast and Parks Authority has been in discussions with Council regarding potential development at the Recreation Reserve, in particular on the land abutting Gambier Street. As stated previously, pedestrian safety will be a key factor in any works to support any development at this site.

Mr/s Birkett

GORCAPA intends to convert public land, designated for recreation, into expanded tourist accommodation at the Apollo Bay Recreation Reserve. Will Council support the Apollo Bay community's right to full and proper consultation on this proposal prior to any works being undertaken?

Response from General Manager Development and Community Services

Council understands that the Great Ocean Road Coast and Parks Authority continues to undertake consultation with the community on the Camping Uplift project. Council supports the need for consultation with the broader Apollo Bay and district community, and the Authority has confirmed that the masterplan project will involve broad community engagement.

Matthew Gilchrist, Apollo Bay

With a new road access to the Apollo Bay Caravan Park off Gambier Street planned under the GORCAPA Camping Uplift project, what is the councils plan to address to lack of existing kerbing and channelling and footpaths, that will be required to support the extra vehicle and foot traffic, additional street parking for Campers, and appropriate footpaths.

Response from General Manager Environment and Infrastructure

The Great Ocean Road Coast and Parks Authority has been in discussions with Council regarding potential development at the Recreation Reserve, in particular on the land abutting Gambier Street. As stated previously, pedestrian safety, parking and traffic management will key factors in any works to support any development at this site.

Ms Carty, Apollo Bay

Have council received notification that the Great Ocean Road Coast and Parks Authority (GORCAPA) intend to relocate the Pony Club, skate park and playground from their current locations in Apollo Bay? If so what alternative venue has been proposed, who will pay the cost of the relocation and what community consultation will occur prior to any decision being made?

Given the lack of community consultation GORCAPA have undertaken in regard to the Apollo Bay Camping Uplift project, many residents are extremely concerned that these valued community facilities will be relocated with no community consultation.

Response from General Manager Development and Community Services

Council is not aware of any short-term plan by the Great Ocean Road Coast and Parks Authority to move the pony club, skate park or playground from their current locations. If in the future any of these were to be proposed for another location, this would require community consultation.

Ms Longmore, Climate Action Team

United Nations Secretary-General Guterres recently warned that the world needs to triple the speed of a shift to renewable energy to avoid environmental catastrophe.

In light of current and worsening impacts of climate change, immediate leadership from Council, such as timely purchase of electric vehicles, and facilitating increased rooftop solar energy across the shire, would assist in boosting the community's confidence that meaningful emissions reductions can be made.

Given Council's response to a question at the April 20th meeting, the community can assume we will not see a Climate Change Action Plan this year.

My question is: what actions will Council take in the meantime to reduce greenhouse emissions here?

Response from General Manager Environment and Infrastructure

Council's commitment to reducing greenhouse emissions is demonstrated by the more than 65% reduction in its own direct corporate emissions over the last ten years. Council continues to explore, investigate and seek funding for greenhouse emission reduction projects and opportunities and supports local community sustainability and environment groups with their projects.

Mr Curry, Camberwell

1. Why is a proposal for new camping facilities being considered by the Council in conjunction with Great Ocean Road Authority, when the present camping facilities at the recreational reserve are dilapidated and need much renewal and maintenance?

Response from General Manager Development and Community Services

The Camping Uplift project is being led by the Great Ocean Road Coast and Parks Authority, not

Council. Council understands that one of the key aims of the project is to improve the condition of existing camping facilities including amenities, kitchens and play facilities.

2. **Why has there been no general public consultation with ratepayers in Apollo Bay concerning the proposal to develop land in Gambier Street Apollo Bay for camping purposes in conjunction with the Great Ocean Road Authority?**

Response from General Manager Development and Community Services

The Camping Uplift Project is being led by the Great Ocean Road Coast and Parks Authority. The Authority is responsible for leading the community engagement components of this project. Council understands that the Authority continues to undertake consultation with the community on the project.

QUESTIONS RECEIVED VERBALLY AT THE MEETING

Prabha Kutty, Colac

In relation to my previous question, what I was really interested in is the rationale behind the rule rather than a statement that this is not the place that is meant to be. And the other is would Colac Otway Shire Council then alternatively, consider something like clause 76 in the Corangamite Council's Governance Rules where they have a lot of room for discussions where people can discuss and there's an exchange with Councillors and in fact, there is also an open forum, which I think is a lot more democratic than what we have. So would they consider adopting that as an alternative? So I may help the officer in answering the question, what I envisaged in asking a question to a Councillor was in a situation, such as where in Melbourne there was a Councillor who racked up \$80,000 worth of legal bills due to a dispute, I think the public should be allowed to come here and ask the Councillor "Why are you raking up that big amount and what are you going to do about resolving it?" That is I think a reasonable question for the public to ask a Councillor.

Response from Manager Governance and Communications

It is up to each individual Council to develop its own Governance Rules and since last April we have been working together in workshops to develop ours. Part of the rationale for questions not being directed to Councillors individually is that it can set Councillors up, and I do appreciate that you've said that it would be done respectfully and courteously in your written correspondence Mr Kutty, but it is a formal Council meeting and it is a meeting of the Councillors, and to put Councillors on the spot is not the best approach.

Stean Walker, Colac

My question is, why is there a corporate side of the Council and how is this to benefit the people or is this for Council to run the Shire as a business?

Response from the Chief Executive Officer

I'm not sure if I've actually got clear the point you're referring to. Within our organisation structure, there is a Corporate Services Division. Corporate Services are more internal support and services to help our organisation. So that would be standard sort of functions that include

finance, information management, technology, etc. It's not a commercial element. It helps our organisation, as an organisation, operate appropriately. It's an internal support.

Bill Sturre, Irrewarra

I've been a rate payer in the Colac district for 42 years with several properties and I must say with very little service over the many years for the money that I've paid. My concern now is with the World Economic Forum deciding that there's going to be a great reset and part of that will be there'll be no private land anymore. Our government is signed off on that - the Federal Government, and I think the State Government has. The local government, if you go back to 1901 is not even supposed to be under the Constitution. It's been rejected once. My question is this. Why should I, if I'm going to lose my property in a couple of years' time, why should I pay you any more rates? You must know about this.

Response from the Chief Executive Officer

I note your comment that this this is something that you think we should be familiar with. But I confess that I'm not familiar at all with the proposal to not have private land. So I can't give you a detailed response, but if you'd like to provide maybe some follow up in in an email or written communication, then I'm very happy to get back to you with a more detailed answer.

Tony Webber, Otway Forum

1. Do we have any more information on the Heritage Committee of Council - if there has been one or if we're going to reinstate it?

Response from General Manager Development and Community Services

I did take that question on notice last week, Mr. Weber and we will get a written response to you. I haven't found any evidence that we've had a Heritage Committee, certainly not in my time or in our planning manager's time which is around 13 years. But, we will confirm that in writing.

2. Last night, the Corangamite Council decided to export gas from four kilometres from the Twelve Apostles. Does this council support that decision?

Response from the Chief Executive Officer

The Council hasn't had a discussion around the decision of Corangamite Council so I can't provide any comment on position.

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

Questions taken on notice at 23 March 2022 Council meeting

Tony Webber, Apollo Bay

My first question is on the dog tags that are given to dog owners to identify their dogs. Now, in the past there used to be a tag that slipped through the leather collar and it lasted the lifetime of a dog. The new tags are being pulled out either when dogs are playing with one

another or going through fences on farms so could we consider going back to the old tags that slipped through the collar and lasted generally the life of the dog?

Response General Manager Environment and Infrastructure

Council has been using the blue "Lifetime Tag" for approximately 15 years with very few complaints over that time. The reason Council switched to use this type of tag was due to the high number complaints we received relating to the strip tag used prior that clipped on the animal's collar. The previous strip tags were difficult to apply to the collar for elderly residents and those with arthritic conditions to securely fasten. Council has no plans to make changes to the animal tags.

Questions taken on notice at 20 April 2022 Special Council Meeting

Tony Webber, Otway Forum

The first question is about the Heritage Committee of Council. Has the Council actually rescinded the Heritage Committee and if not, when will they be meeting particularly with the Historical Society?

Response from General Manager Development and Community Services

Council does not have a Heritage Committee. Council officers would be happy to meet with the Apollo Bay and District Historical Society if requested by the Society.

Carol Wilmink, Apollo Bay

Thank you for the opportunity to ask another question. In relation to the answer to my question, as read out earlier, the place of last resort indicated will be difficult to access on a hot windy day with visitors everywhere. I think everybody in town knows that. It's difficult enough to getting a park in the street anyway. If you've got a fire and people running everywhere, it'll be terrible. Is Council aware that Marrar Woorn has plans for older more vulnerable residents who live out of town for example, Mrs Wilmink, to use the Senior Citizens' as a refuge. Three parking spaces is insufficient for this purpose, or for a public building in Apollo Bay. My question is what is Council going to do to increase the number of parking spaces in our public hall facility?

Response from Acting General Manager Environment and Infrastructure

The lack of parking around the Senior Citizens Centre has been raised in consultation undertaken for the Apollo Bay Marengo and Skenes Creek Community Infrastructure Plan. We are proposing to include an action in the draft plan that Council undertakes a parking study for that precinct to determine future car parking needs. This draft plan will be considered at the May Council meeting for public exhibition. Council considered the parking study for funding in the 2022/23 budget process however funding has not been allocated in the advertised draft budget due to other competing priorities. We appreciate the importance placed on this by the community and will again consider the opportunity funding in future budget processes.

Council has proposed in the draft budget expenditure on footpath improvements Ramsden Avenue.

7 PETITIONS / JOINT LETTERS

Nil

8 DECLARATIONS OF INTEREST

| | |
|----------------------|--|
| Cr Chris Potter | Item 10.9 - Memorial Square Public Toilets – Summary of submissions and finalisation of Concept Plan |
| Nature of disclosure | General conflict of interest |
| Nature of interest | I am a former Board member of the Colac RSL who have made a submission to this item. |

9 CONFIRMATION OF MINUTES

- Council meeting held on 23 March 2022.
- Special Council meeting held on 20 April 2022.

RESOLUTION

MOVED Cr Graham Costin, SECONDED Cr Chris Potter

That Council confirm the minutes of the:

- 1. Council meeting held on 23 March 2022.***
- 2. Special Council meeting held on 20 April 2022.***

CARRIED 7 : 0

Item: 10.1

Cost Sharing for Ferraris Bridge Replacement

| | |
|------------------------|--|
| OFFICER | Tony McGann |
| GENERAL MANAGER | Tony McGann |
| DIVISION | Environment and Infrastructure |
| ATTACHMENTS | <ol style="list-style-type: none">10.10.1 D 22 32018 Boundary Road Maintenance Agreement - Redacted [10.1.1 - 4 pages]Report Council 1999 Rehabilitation Ferraris Bridge 50% share [10.1.2 - 3 pages] |

RECOMMENDATION

That Council:

- 1. Agrees to Corangamite Shire's request to fund half of the cost of the Ferraris Bridge replacement.*
- 2. Considers the requirement for this funding, being an amount of \$396,375 in the preparation of the 2022-23 budget or through other funding opportunities.*
- 3. Engages with Corangamite Shire to develop and agree a formal Memorandum of Understanding on the management and funding of border roads and bridges shared by the two Councils.*

RESOLUTION

MOVED Cr Chris Potter, SECONDED Cr Jamie Bell

That Council:

- 1. Agrees to Corangamite Shire's request to fund half of the cost of the Ferraris Bridge replacement.*
- 2. Considers the requirement for this funding, being an amount of \$396,375 in the preparation of the 2022-23 budget or through other funding opportunities.*

3. *Engages with Corangamite Shire to develop and agree a formal Memorandum of Understanding, within three months, on the management and funding of border roads and bridges shared by the two Councils.*

CARRIED 7 : 0

Item: 10.2

Lavers Hill Pool Funding Agreement

| | |
|------------------------|------------------------------------|
| OFFICER | James Myatt |
| GENERAL MANAGER | Ian Seuren |
| DIVISION | Development and Community Services |
| ATTACHMENTS | Nil |

RECOMMENDATION

That Council:

1. ***Confirms Council's commitment to public safety at aquatic facilities in line with the Royal Lifesaving Australia Guidelines for Safe Pool Operations, including the provision of continuous supervision by lifeguards at all publicly accessible pools in Colac Otway Shire that Council operates or provides funding to.***
2. ***Notes the agreement between Council and Lavers Hill K-12 College which expired on 26 June 2021 is currently in holding-over period.***
3. ***Approves the provision of a 12-month funding agreement with the Lavers Hill K-12 College to enable public access to the Lavers Hill Swimming Pool with the following key terms:***
 - a. ***An annual funding limit of \$12,500 for pool maintenance and operations.***
 - b. ***Council will cover the cost of an annual Lifesaving Victoria Guidelines for Safe Pool Operations audit.***
 - c. ***The Lavers Hill K-12 College is to provide Council with an action plan for increasing compliance with the Royal Lifesaving Australia Guidelines for Safe Pool Operations within three months of the start of the agreement.***
 - d. ***The Lavers Hill K-12 College is to provide annual entry number and membership data to Council.***
 - e. ***Council will not have a representative on the Lavers Hill Indoor Swimming Pool Committee of Management and instead be available to provide advice on pool operations when requested.***

- f. The agreement is entered into no later than 3 months after the date of this resolution.*
- 4. At the end of the 12-month agreement, authorises the Chief Executive Officer to provide an additional 3-year funding agreement to Lavers Hill K-12 College to enable public access to the Lavers Hill Swimming Pool of up to \$12,500 indexed to CPI annually for pool maintenance and operations subject to the Lavers Hill K-12 College meeting the following conditions by the expiration of the initial 12-month agreement:**
- a. The public can only access the Lavers Hill Swimming Pool at times where lifeguard supervision is provided in line with the Royal Lifesaving Australia Guidelines for Safe Pool Operations.*
 - b. User fees for access to Lavers Hill Swimming Pool are no less than 50% of fees at Bluewater Leisure Centre or Apollo Bay Aquatic Centre, whichever is less.*
 - c. Compliance with other essential safety measures in the Royal Lifesaving Australia Guidelines for Safe Pool Operations to the satisfaction of the Chief Executive Officer.*
- 5. Notes that if the conditions in point 4 of this resolution are not met, Council will provide no funding towards Lavers Hill Pool after the initial 12-months agreement expires.**

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Graham Costin

That Council defers agenda item 10.2, Lavers Hill Pool Funding Agreement to allow further discussions at a Councillor Briefing prior to returning to a future Council meeting for decision.

CARRIED 7 : 0

Item: 10.3

Barwon South West Climate Alliance - 2022-23 Membership

| | |
|------------------------|--|
| OFFICER | Dora Novak |
| GENERAL MANAGER | Tony McGann |
| DIVISION | Environment and Infrastructure |
| ATTACHMENTS | <ol style="list-style-type: none">1. BSWCA Membership Invitation Letter - COS - 2022-23 [10.3.1 - 1 page]2. BSWCA - Assessment of the Beneficial Enterprise PDF [10.3.2 - 1 page] |

RECOMMENDATION

That Council:

1. *Resolves to become a paid member of the Barwon South West Climate Alliance for 2022/23; and*
2. *Allocates funds in Council's draft 2022/23 Budget for the related membership fee.*

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Graham Costin

That Council:

1. *Notes Council's request on 25 August 2021 to investigate pursuing regional climate change priorities through or with G21.*
2. *Notes that G21 has been contacted and will not be undertaking such a role.*
3. *Resolves to become a paid member of the Barwon South West Climate Alliance for one year, the 2022/23 financial year.*
4. *Allocates funds in Council's 2022/23 Budget for the related membership fee.*
5. *Requests that the Chief Executive Officer bring a report to Council no later than May 2023 to report on what the Barwon South West Climate Alliance has achieved to date and to decide whether Council will continue to be a paid member beyond 30 June 2023.*

CARRIED 4 : 3

DIVISION

For the motion: Cr Chris Potter, Cr Graham Costin, Cr Margaret White, Cr Stephen Hart

Against the motion: Cr Jamie Bell, Cr Joe McCracken, Cr Kate Hanson

Item: 10.4

Councillor Attendance at the Australian Local Government Association's National General Assembly and Regional Forum in Canberra and change of Council meeting date in June 2022

| | |
|-------------------------|--------------|
| OFFICER | Marlo Emmitt |
| CHIEF EXECUTIVE OFFICER | Anne Howard |
| DIVISION | Executive |
| ATTACHMENTS | Nil |

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Margaret White

That Council:

1. *Approves the following Councillors attending the Australian Local Government Association's National General Assembly and Sunday Regional Forum in Canberra during the period 19 to 22 June 2022:*
 - 1.1. *Mayor, Councillor Kate Hanson*
 - 1.2. *Deputy Mayor, Councillor Graham Costin*
 - 1.3. *Councillor Chris Potter.*
2. *Resolves to change the date of the June Council meeting from Wednesday 22 June to Wednesday 29 June 2022 and notes that the commencement time of 4pm remains unchanged.*

CARRIED 7 : 0

Item: 10.5

2022-25 Rating Strategy - Consideration of Submissions & Adoption of Rating Strategy

| | |
|-----------------|---|
| OFFICER | Paul Carmichael |
| GENERAL MANAGER | Errol Lawrence |
| DIVISION | Corporate Services |
| ATTACHMENTS | <ol style="list-style-type: none">1. Rating Strategy 2022 - 2025 - for adoption [10.5.1 - 29 pages]2. 2022 - 2025 Rating Strategy - Summary of Submissions - Attachment [10.5.2 - 6 pages] |

RECOMMENDATION

That Council:

1. *Receives and notes the submissions received.*
2. *Not proceed with the suggestions contained in the submissions on the basis they generally do not facilitate the fair and equitable apportionment of the rates burden across the entire shire.*
3. *Adopts the draft 2022-25 Rating Strategy.*

MOTION

MOVED Cr Graham Costin, SECONDED Cr Stephen Hart

That Council:

1. *Receives and notes the submissions received.*
2. *Not proceed with the suggestions contained in the submissions on the basis they generally do not facilitate the fair and equitable apportionment of the rates burden across the entire shire.*

3. *Adopts the draft 2022-25 Rating Strategy, subject to reduction of the Balance of Shire residential differential to 83 percent.*
4. *Commits to a detailed review during 2022-23 of the differential rate categories and objectives, including an assessment of the trends of the rate burden across the shire.*

Cr Chris Potter foreshadowed he would move a motion in the event that the motion currently before Council was lost.

LOST 1 : 6

DIVISION

For the motion: Cr Graham Costin

Against the motion: Cr Chris Potter, Cr Jamie Bell, Cr Joe McCracken, Cr Stephen Hart, Cr Margaret White, Cr Kate Hanson

MOTION

MOVED Cr Chris Potter, SECONDED Cr Joe McCracken

That Council:

1. *Receives and notes the submissions received.*
2. *Not proceed with the suggestions contained in the submissions on the basis they generally do not facilitate the fair and equitable apportionment of the rates burden across the entire shire.*
3. *Adopts the draft 2022-25 Rating Strategy.*

AMENDMENT

MOVED Cr Graham Costin

To add an extra point to read:

“Commits to a detailed review during 2022-23 of the differential rate categories and objectives, including an assessment of the trends of the rate burden across the shire.”

The Chair disallowed this amendment due to its similarity to the previous motion.

RESOLUTION

That Council:

- 1. Receives and notes the submissions received.*
- 2. Not proceed with the suggestions contained in the submissions on the basis they generally do not facilitate the fair and equitable apportionment of the rates burden across the entire shire.*
- 3. Adopts the draft 2022-25 Rating Strategy.*

CARRIED 6 : 1

DIVISION

For the motion: Cr Chris Potter, Cr Jamie Bell, Cr Joe McCracken, Cr Stephen Hart, Cr Margaret White, Cr Kate Hanson

Against the motion: Cr Graham Costin

Item: 10.6

Draft Asset Plan - Endorse for Exhibition

| | |
|-----------------|---|
| OFFICER | Tony McGann |
| GENERAL MANAGER | Tony McGann |
| DIVISION | Environment and Infrastructure |
| ATTACHMENTS | 1. PDF - Draft - Asset Plan V - 1.1 - 2022-31 - Rev.9.04.22 [10.6.1 - 31 pages] |

RESOLUTION

MOVED Cr Joe McCracken, SECONDED Cr Graham Costin

That Council:

- 1. Endorses the draft Asset Plan for the purposes of Section 92 of the Local Government Act 2020.*
- 2. Gives public notice via Council's website, local newspapers and social media that Council has prepared the draft Asset Plan.*
- 3. Determines that the public consultation period will be no less than five weeks from the initial public notice, to ensure sufficient time to adopt the Asset Plan by 30 June 2022.*
- 4. Schedules a Submissions Committee meeting to be held on Wednesday 15 June 2022, commencing at 4pm at the Colac Performing Arts and Cultural Centre, to provide the opportunity for any person wishing to speak to their written submission to be heard, or a nominated representative to speak to their submission on behalf of the person.*
- 5. Authorises the Chief Executive Officer to undertake administrative procedures necessary to enable Council to carry out its obligations under Section 92 of the Local Government Act 2020.*
- 6. Considers for adoption the Asset Plan at a Council meeting scheduled to be held on Wednesday 29 June 2022, commencing at 4pm at Colac Otway Performing Arts and Cultural Centre after consideration of any written and verbal submissions received by Council at its Submissions Committee meeting on Wednesday 15 June 2022.*

CARRIED 7 : 0

Item: 10.7

Preparation of 2022/23 Draft Budget - Endorse for Exhibition

| | |
|-----------------|---|
| OFFICER | Amanda Barber |
| GENERAL MANAGER | Errol Lawrence |
| DIVISION | Corporate Services |
| ATTACHMENTS | <ol style="list-style-type: none">1. Colac Otway Shire Draft Budget 2022 - 2023 [10.7.1 - 60 pages]2. 2022-23 Statutory Fees & Charges Schedule [10.7.2 - 11 pages]3. 2022-23 Council Fees & Charges Schedule [10.7.3 - 32 pages] |

RECOMMENDATION

That Council:

1. **Endorses the Draft Budget 2022/23 for the financial year, and subsequent 3 financial years, for the purposes of Section 94 of the Local Government Act 2020, including the Draft 2022/23 Fees and Charges.**
2. **Gives public notice via Council's website, local newspapers and social media that Council has prepared a Draft Budget for the 2022/23 year and subsequent 3 financial years, including the Draft 2022/23 Fees and Charges.**
3. **Determines that the public consultation period will be no less than five weeks from the initial public notice, to ensure sufficient time to adopt the budget by 30 June 2022.**
4. **Schedules a Submissions Committee meeting to be held on Wednesday 15 June 2022, commencing at 4pm at the Colac Otway Performing Arts and Cultural Centre, to provide the opportunity for any person wishing to speak to their written submission to be heard, or a nominated representative to speak to their submission on behalf of the person.**
5. **Authorises the Chief Executive Officer to undertake administrative procedures necessary to enable Council to carry out its obligations under sections 94, 95 and 96 of the Local Government Act 2020.**
6. **Considers for adoption the Budget 2022/23, and subsequent 3 financial years, including the 2022/23 Fees and Charges at a Special Council meeting scheduled to be held on Wednesday**

29 June 2022 at 4pm at Colac Otway Performing Arts and Cultural Centre after consideration of any written and verbal submissions received by Council at its Submissions Committee meeting on Wednesday 15 June 2022.

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Chris Potter

That Council:

- 1. Endorses the Draft Budget 2022/23 for the financial year, and subsequent 3 financial years, for the purposes of Section 94 of the Local Government Act 2020, including the Draft 2022/23 Fees and Charges, subject to no change in Apollo Bay Market permit fees.*
- 2. Gives public notice via Council's website, local newspapers and social media that Council has prepared a Draft Budget for the 2022/23 year and subsequent 3 financial years, including the Draft 2022/23 Fees and Charges.*
- 3. Determines that the public consultation period will be no less than five weeks from the initial public notice, to ensure sufficient time to adopt the budget by 30 June 2022.*
- 4. Schedules a Submissions Committee meeting to be held on Wednesday 15 June 2022, commencing at 4pm at the Colac Otway Performing Arts and Cultural Centre, to provide the opportunity for any person wishing to speak to their written submission to be heard, or a nominated representative to speak to their submission on behalf of the person.*
- 5. Authorises the Chief Executive Officer to undertake administrative procedures necessary to enable Council to carry out its obligations under sections 94, 95 and 96 of the Local Government Act 2020.*
- 6. Considers for adoption the Budget 2022/23, and subsequent 3 financial years, including the 2022/23 Fees and Charges at a Special Council meeting scheduled to be held on Wednesday 29 June 2022 at 4pm at Colac Otway Performing Arts and Cultural Centre after consideration of any written and verbal submissions received by Council at its Submissions Committee meeting on Wednesday 15 June 2022.*

CARRIED 7 : 0

Item: 10.8

Domestic Wastewater Management Plan Review - Endorse for Exhibition

| | |
|------------------------|---|
| OFFICER | James McDonald |
| GENERAL MANAGER | Ian Seuren |
| DIVISION | Development and Community Services |
| ATTACHMENTS | <ol style="list-style-type: none">1. DWMP Review 2021 - Operational Document for Public Exhibition [10.8.1 - 110 pages]2. DWMP Review 2021 - Technical Document for Public Exhibition [10.8.2 - 204 pages] |

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Margaret White

That Council:

- 1. Notes the review of the 2015 Domestic Wastewater Management Plan and actions that have been taken by Council to manage on-site wastewater management since the 2015 plan.*
- 2. Endorses the draft Domestic Wastewater Management Plan Review 2022 (as at Attachment 1) for the purpose of public consultation.*
- 3. Determines that the public consultation period shall be no less than eight weeks from public notice.*
- 4. Considers any submissions received prior to adoption of the final Domestic Wastewater Management Plan Review 2022 at a future Council meeting.*

CARRIED 7 : 0

Item: 10.9

Memorial Square Public Toilets – Summary of submissions and finalisation of Concept Plan

| | |
|------------------------|--|
| OFFICER | Paula Gardiner |
| GENERAL MANAGER | Tony McGann |
| DIVISION | Environment and Infrastructure |
| ATTACHMENTS | <ol style="list-style-type: none"> 1. Public Toilets - Memorial Square Toilet Layout Plan [10.9.1 - 1 page] 2. Memorial Square Public Toilets Redevelopment - Proposed Parking and Pedestrian Connections Plan [10.9.2 - 1 page] 3. Heritage Report in support of Current Proposal Redacted [10.9.3 - 2 pages] 4. Memorial Square Public Toilets - Summary of Submissions [10.9.4 - 8 pages] |

Cr Chris Potter declared a conflict of interest pursuant to section 127 of the *Local Government Act 2020* and left the meeting at 7.04pm prior to discussion taking place.

| | |
|----------------------|--|
| Cr Chris Potter | Item 10.9 - Memorial Square Public Toilets – Summary of submissions and finalisation of Concept Plan |
| Nature of disclosure | General conflict of interest |
| Nature of interest | I am a former Board member of the Colac RSL who have made a submission to this item. |

RESOLUTION

MOVED Cr Margaret White, **SECONDED** Cr Joe McCracken

That Council:

1. **Acknowledges the submissions received and thanks the submitters for their contribution to the Memorial Square Public Toilet Redevelopment project.**
2. **Endorses the Memorial Square Public Toilet Redevelopment Concept Plan as attached to this report, which has considered and incorporated feedback received during the community consultation period.**
3. **Resolves to proceed to detailed design for the Memorial Square Public Toilet Redevelopment.**

CARRIED 4 : 2

DIVISION

For the motion: Cr Joe McCracken, Cr Jamie Bell, Cr Margaret White, Cr Kate Hanson

Against the motion: Cr Stephen Hart, Cr Graham Costin

Cr Chris Potter returned to the meeting at 7.28pm after the vote was taken.

Item: 10.10

Advocacy Framework and Priorities

| | |
|------------------------|--|
| OFFICER | Louise Harvey |
| GENERAL MANAGER | Anne Howard |
| DIVISION | Executive |
| ATTACHMENTS | 1. Colac Otway Shire Advocacy Framework and Advocacy Priorities Draft [10.10.1 - 13 pages] |

RECOMMENDATION

That Council endorses its advocacy framework and advocacy priorities (as detailed in Attachment 1).

RESOLUTION

MOVED Cr Graham Costin, SECONDED Cr Stephen Hart

That Council endorses its advocacy framework and advocacy priorities (as detailed in Attachment 1), with the inclusion of the Apollo Bay Childcare project.

CARRIED 7 : 0

Item: 10.11

Councillor Code of Conduct Review - Consideration of Submission and Adoption

| | |
|--------------------------------|---|
| OFFICER | Marlo Emmitt |
| CHIEF EXECUTIVE OFFICER | Anne Howard |
| DIVISION | Executive |
| ATTACHMENTS | <ol style="list-style-type: none">1. Feedback and Responses for Councillor Code of Conduct [10.11.1 - 1 page]2. Councillor Code of Conduct - final - adopted 24 February 2021 [10.11.2 - 27 pages] |

RESOLUTION

MOVED Cr Joe McCracken, SECONDED Cr Margaret White

That Council:

1. *Thanks the submitter for their written submission and acknowledges and notes the verbal comments made in support of the written submission at the Submissions Committee meeting held on 13 April 2022.*
2. *Resolves, in accordance with the recommendation of the Submissions Committee, to adopt the Councillor Code of Conduct (as at Attachment 2), with the inclusion of the following sentence at the end of the Introduction:*
 - 2.1. *“Any review of this Code will include a community consultation process.”*
3. *Declares that the Councillor Code of Conduct adopted through this resolution comes into force the day following the date of this resolution.*

CARRIED 7 : 0

Item: 10.12

Governance Rules and Public Transparency Policy Review - Consideration of Submissions and Adoption

| | |
|--------------------------------|--|
| OFFICER | Marlo Emmitt |
| CHIEF EXECUTIVE OFFICER | Anne Howard |
| DIVISION | Executive |
| ATTACHMENTS | <ol style="list-style-type: none"> 1. Feedback and Responses for Governance Rules [10.12.1 - 3 pages] 2. Table of changes to Governance Rules [10.12.2 - 4 pages] 3. Marked up changes to Governance Rules [10.12.3 - 46 pages] 4. Feedback and Responses for Public Transparency Policy [10.12.4 - 1 page] 5. Marked up changes to Public Transparency Policy [10.12.5 - 11 pages] |

RECOMMENDATION

That Council:

1. *Thanks the submitter for their written submissions and acknowledges and notes the verbal comments made in support of written submissions at the Submissions Committee meeting held on 13 April 2022.*
2. *Adopts the revised Governance Rules (as at Attachment 3).*
3. *Resolves, in response to the submission, to adopt the revised Public Transparency Policy (as at Attachment 4), with the following change:*
 - 3.1. *Replace the words "... Part 5 of this Policy", with the words "... Part 6 of this Policy" under the definition of "Public Transparency Principles" in Part 4.*
4. *Declares that the Governance Rules and Public Transparency Policy adopted through this resolution come into force the day following the date of this resolution.*
5. *Authorises the officers to make any necessary alterations to the numbering and appendices to ensure consistency and accuracy within the adopted documents.*

MOTION

MOVED Cr Stephen Hart, SECONDED Cr Joe McCracken

That Council:

- 1. Thanks the submitter for their written submissions and acknowledges and notes the verbal comments made in support of written submissions at the Submissions Committee meeting held on 13 April 2022.*
- 2. Adopts the revised Governance Rules (as at Attachment 3) with the following changes:*
 - a. Add a sub-clause 14.1.3 to read, "to Councillors and relevant staff members seven days prior to a scheduled meeting when the Council meeting is to be held on a Wednesday and the Monday or Tuesday immediately prior to the scheduled meeting is a public holiday."*
 - b. In clause 46.1.3 replace the words "within 48 hours" to "within 3 months".*
 - c. Amend clause 46.4 to read, "This section does not apply to an officer recommendation or Councillor Notice of Motion to supersede a previous resolution of Council."*
- 3. Resolves, in response to the submission, to adopt the revised Public Transparency Policy (as at Attachment 4), with the following change:*
 - a. Replace the words "... Part 5 of this Policy", with the words "... Part 6 of this Policy" under the definition of "Public Transparency Principles" in Part 4.*
- 4. Declares that the Governance Rules and Public Transparency Policy adopted through this resolution come into force the day following the date of this resolution.*
- 5. Authorises the officers to make any necessary alterations to the numbering and appendices to ensure consistency and accuracy within the adopted documents.*

AMENDMENT

MOVED Cr Graham Costin

To add an extra point 6 to read:

"Consider by 30 September 2022 the inclusion in Council's Governance Rules for members of the public to make written and verbal submissions to items on the agenda at the relevant Council meeting."

LAPSED for want of a seconder.

RESOLUTION

That Council:

- 1. Thanks the submitter for their written submissions and acknowledges and notes the verbal comments made in support of written submissions at the Submissions Committee meeting held on 13 April 2022.*
- 2. Adopts the revised Governance Rules (as at Attachment 3) with the following changes:*
 - a. Add a sub-clause 14.1.3 to read, “to Councillors and relevant staff members seven days prior to a scheduled meeting when the Council meeting is to be held on a Wednesday and the Monday or Tuesday immediately prior to the scheduled meeting is a public holiday.”*
 - b. In clause 46.1.3 replace the words “within 48 hours” to “within 3 months”.*
 - c. Amend clause 46.4 to read, “This section does not apply to an officer recommendation or Councillor Notice of Motion to supersede a previous resolution of Council.”*
- 3. Resolves, in response to the submission, to adopt the revised Public Transparency Policy (as at Attachment 4), with the following change:*
 - a. Replace the words “... Part 5 of this Policy”, with the words “... Part 6 of this Policy” under the definition of “Public Transparency Principles” in Part 4.*
- 4. Declares that the Governance Rules and Public Transparency Policy adopted through this resolution come into force the day following the date of this resolution.*
- 5. Authorises the officers to make any necessary alterations to the numbering and appendices to ensure consistency and accuracy within the adopted documents.*

CARRIED 7 : 0

Item: 10.13

Authorisation of Officers under the Planning and Environment Act 1987

| | |
|-----------------|---|
| OFFICER | Maree Powell |
| GENERAL MANAGER | Errol Lawrence |
| DIVISION | Corporate Services |
| ATTACHMENTS | 1. Instrument of Appointment and Authorisation - Nicholas Benyon [10.13.1 - 1 page] |

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Joe McCracken

That Council:

- 1. Appoints Nicholas Benyon as an authorised officer pursuant to section 147(4) of the Planning and Environment Act 1987;*
- 2. Authorises the use of the common seal in accordance with Colac Otway Shire's Governance Local Law No 4 – 2020; and*
- 3. Notes that the Instrument of Appointment and Authorisation (Instrument) comes into force immediately the common seal of Council is affixed to the Instrument and remains in force until Council determines to vary or revoke it.*

CARRIED 7 : 0

Item: 10.14

Report of Informal Meetings of Councillors

| | |
|--------------------------------|--|
| OFFICER | Lyndal Redford |
| CHIEF EXECUTIVE OFFICER | Anne Howard |
| DIVISION | Executive |
| ATTACHMENTS | <ol style="list-style-type: none"> 1. Informal Meeting of Councillors - Friends of the Botanic Gardens - 10 March 2022 [10.14.1 - 1 page] 2. Informal Meeting of Councillors - Councillor Briefing - 16 March 2022 - CB 20220316 [10.14.2 - 2 pages] 3. Informal Meeting of Councillors - Councillor Budget 2022-23 Workshop - 23 March 2022 - CB 20220323 [10.14.3 - 2 pages] 4. Informal Meeting of Councillors - Council Meeting Preparation - 23 March 2022 - CM 20220323 [10.14.4 - 2 pages] 5. Informal Meeting of Councillors Record - Lake Colac Coordinating Meeting - 20220329 [10.14.5 - 1 page] 6. Informal Meeting of Councillors - Councillor Briefing - 6 April 2022 - CB 20220406 [10.14.6 - 3 pages] 7. Informal Meeting of Councillors - City Deals Executive Steering Committee - 12 April 2022 - CM 20220 [10.14.7 - 1 page] |
| PURPOSE | To report the Informal Meetings of Councillors |

REPORTING

The Informal Meetings of Councillors are reported herewith.

| | |
|---|----------------------|
| 1. Friends of the Botanic Gardens | 10 March 2022 |
| 2. Councillor Briefing | 16 March 2022 |
| 3. Councillor Workshop | 23 March 2022 |
| 4. Council Meeting Preparation | 23 March 2022 |
| 5. Lake Colac Coordinating Committee | 29 March 2022 |

6. Councillor Briefing

6 April 2022

7. City Deals Executive Steering Committee Meeting

12 April 2022

The Colac Otway Shire Governance Rules does not require a Council decision.

The meeting was declared closed at 7.50pm.

CONFIRMED AND SIGNED at the meeting held on 25 May 2022.

.....**MAYOR**