



SPECIAL MEETING OF COUNCIL

Minutes of a Special Meeting of Council,
Statutory and Annual Appointments Meeting
held in the Council Chamber, 15 Stead Street, Ballan
on Monday 26 November 2018 at 6.00 p.m.

Members:	Cr. Paul Tatchell	Central Moorabool Ward
	Cr. Jarrod Bingham	East Moorabool Ward
	Cr. Tonia Dudzik	East Moorabool Ward
	Cr. David Edwards	East Moorabool Ward
	Cr. John Keogh	East Moorabool Ward
	Cr. Tom Sullivan	West Moorabool Ward
	Cr. Pat Toohey	Woodlands Ward
Officers:	Mr. Derek Madden	Chief Executive Officer
	Mr. Phil Jeffrey	General Manager Infrastructure
	Mr. Satwinder Sandhu	General Manager Growth and Development
	Mr. Danny Colgan	General Manager Social and Organisational Development

Derek Madden
Chief Executive Officer

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1. OPENING OF MEETING

1.1 Acting Chairperson

The Chief Executive Officer as Chairperson, opened the meeting with the Council Prayer at 6.00pm.

1.2 Council Prayer

Almighty God be with us as we work for the people of the Shire of Moorabool.

Grant us wisdom that we may care for the Shire as true stewards of your creation.

May we be aware of the great responsibilities placed upon us.

Help us to be just in all our dealings and may our work prosper for the good of all.

Amen.

2. ACKNOWLEDGEMENT TO COUNTRY

We respectfully acknowledge the traditional owners of this land, their spirits and ancestors.

3. RECORDING OF MEETING

In accordance with Moorabool Shire Council's Meeting Procedure Local Law, the Council will be recording this meeting. The following organisations have been granted permission to make an audio recording also:

- *The Moorabool News; and*
- *The Star Weekly*

4. PRESENT

Cr. Jarrod Bingham	East Moorabool Ward
Cr. John Keogh	East Moorabool Ward
Cr. Tonia Dudzik	East Moorabool Ward
Cr. David Edwards	East Moorabool Ward
Cr. Tom Sullivan	West Moorabool Ward
Cr. Paul Tatchell	Central Moorabool Ward
Cr. Pat Toohey	Woodlands Ward

In Attendance:

Mr. Derek Madden	Chief Executive Officer
Mr. Danny Colgan	General Manager Social and Organisational Development
Mr. Phil Jeffrey	General Manager Infrastructure
Mr. Satwinder Sandhu	General Manager Growth and Development
Ms. Michelle Morrow	Coordinator, Governance
Ms. Dianne Elshaug	Executive Assistant to CEO
Ms. Emma Szymanski	Minute Taker

Introduction and welcome to former Mayor and Councillors.

***Mr. Alan Comrie – former Councillor
Mr. Russ Hendry – former Councillor
Mr. Phil Flack – former Councillor
Mr. Bob Neilson – former Councillor***

***A warm welcome to the partners of past and present Councillors, media
representatives and our community members.***

5. APOLOGIES

***Ms. Catherine King - Federal Member for Ballarat
Senator Bridget McKenzie - Senator for Victoria
Mr. Michael Tudball – former Councillor
Ms. Di McAuliffe – former Councillor
Ms. Delwyn Leggatt OAM – former Councillor
Mr. Rex Thorburn – former Councillor***

6. BUSINESS

6.1 Moorabool Shire Council Statutory and Annual Appointments

6.1.1 Chief Executive Officer's Report - Statutory and Annual Appointments Process

The Council has established as practice the holding of a Special Meeting each year following the anniversary of the conduct of a General Election. This Special Meeting, called the Statutory and Annual Appointments meeting, considers a number of statutory matters including:

- Election of Mayor for the forthcoming year.
- Election of Deputy Mayor for the forthcoming year (if determined).
- Councillor and Mayoral allowances.
- Council and Committee Meeting structure.
- Appointments to Section 86 (S86) Committees and Advisory Committees.
- Determination of Councillor/officer representation on various working groups and external committees to assist Council advocacy.

The provisions of the *Local Government Act* 1989, section 71(2) provides Council with an option to resolve to elect a Mayor for a term of 1 or 2 years. A reference to the term of Office of the Mayor is presented in Item 6.1.4 of this agenda. The term of the Office of the Mayor expires at 6.00am on the day of election of the Mayor.

The election of a Deputy Mayor is optional; it is not specifically provided for within the *Local Government Act* 1989. Under Part 15, Clause 15.2(e) of the Moorabool Shire Council Meeting Procedure Local Law No.9, Council may determine to elect a Deputy Mayor and this provision is presented for Council's consideration under Item 6.1.6 of this Agenda.

Pursuant to the provisions of section 72 of the *Local Government Act* 1989 and Part 15, Clause 15.3 of the Meeting Procedure Local Law, Local Law No.9, the Chief Executive Officer shall act as Chairperson until the following matters are determined:

- a) the receipt of nominations for the election of Mayor;
- b) the election of the Mayor.

Following the election, the Mayor shall assume the Chair to deal with the remaining matters before the Meeting.

It is generally accepted that the Council annually reviews the Council and Committee meeting structure in order to ensure that the interests of good governance, facilitated by sound decision making promoted within an appropriate framework of Council meetings, can best be served. Such considerations form part of the business to be considered at this Special Meeting.

A number of Special Committees constituted within the legislative provisions of Section 86 of the *Local Government Act* 1989, as well as Advisory Committees, complete the framework of governance within Moorabool Shire Council. Consideration by Council of the appointment of these Committees will also occur in the business of the Meeting.

In order for Moorabool Shire Council to pursue its role of advocacy and represent the interests of the community, Council seeks to be represented on a variety of committees and organisations which are established not only within Moorabool Shire, but more broadly within the region and also within industry representative associations. Involvement in these areas provides the Council with a broader perspective in undertaking its policy deliberation role. Consideration of such Council representative appointments will be determined at the Meeting.

Resolution:

Crs. Dudzik/Edwards

That the Chief Executive Officer's Report - Statutory and Annual Appointments Process be received.

CARRIED.

6.1.2 Former Mayor's Report

The former Mayor, Cr. Paul Tatchell, presented his report on the November 2017 to November 2018 Mayoralty term.

Thank you Mr CEO and welcome as our new CEO. I'll begin my report by saying that it's been an interesting year. The Shire has gone under an enormous infrastructure program. We've seen some changes that have had a dramatic effect, in terms of the Racecourse Reserve in Bacchus Marsh which has been long awaited.

It's been complicated a lot by the current system where we have to borrow money, albeit that its borrowed at a lower rate, and in some point of time, the work is done now, it actually balances out. But at the end of the day, we can't hide from the problem that, if we take last weekend into consideration, that rural councils and country councils, are still under enormous pressure, in that any country council is bookended by a either a country city, or Melbourne itself, and is severely disadvantaged by the election process.

Unless of course you're a marginal seat, it has become incredibly difficult for councils just like Moorabool. We're in probably our fifth or sixth election where we haven't really been given that opportunity to get some serious funding as a Council. The fact that we have a 3.1% growth rate, it's astonishing. But unfortunately, that's the election system that we live by and that's what we have to deal with.

What it does for the future as far as Moorabool's concerned, in that we continue to grow at these enormous rates, we are going to inevitably hit a brick wall. And whilst we've gone through an enormous infrastructure program at the moment, the reality is, places like Ballarat, who we clearly support, have had a billion dollars tipped into them since 2016, which is an enormous amount of money. An enormous amount of money.

Sadly, we put together a list of projects, which were cancelled plans, and those projects should have taken priority, but as is always the case, or has become the case, is that the candidates, or the people that have been elected didn't choose their own anyway which is a real concern with me. A lot of strategic work has gone into making sure that the problematic projects are front and centre for an election year, that's what we're selling. We either have to change the way we sell it or they have to change the way they buy it. Because it obviously is not working. And it's become an increasing problem that's been incredibly difficult to deal with and a Shire such as ours, that has such an enormous area: 2,100 square kilometres and around 60 to 64 hamlets and towns, then you've got to deal with abutters who are 10% of our neighbours which are about two thirds of our size. So inevitably something has to give.

It's of a real concern to me that last weekend... yes, there has been an enormous shift in terms of how people vote. There is absolutely no doubt about it. And I think Labour should be congratulated for the work they've done. They've put together a fantastic campaign, and we've had a fantastic result. But it doesn't necessarily flow on to these regional/rural councils and that's a real concern, and I think the proof is in the pudding when we see the actual swing in those regional areas, there's only 1.1% compared to those 8's and 9's that we're seeing.

I know we don't have a result as yet, but it is indicative of the problems we face going forward. And unless we find a way of combatting that, we're going to head into a federal election with exactly the same problems. If this populace politics continues, and this "spend-at-all-costs-to-make-sure-that-you're-elected" for the next 3 years in the case for the feds, or 4 years in the case of the state, we are eventually going to hit a brick wall.

It's sad to say but I think by stealth, at some point in time, it will force some form of amalgamation, because the smaller, rural shires will simply not be able to keep up. And the paradox here is that most of the rural shires on the other side of Ballarat are screaming for growth, even though they don't have the infrastructure. And here we are where we've been battling this infrastructure war now since 1996, and we're working with towns which are in relative terms.... Bacchus Marsh is a classic example: the town was built for three and a half thousand people, today there's 18, (thousand) in 10 years' time there'll be 30,000 people. And there is no investment to make sure that these people are safe. To make sure the things the city people take for granted, that these people will have that when they move here, and that's not explained to them.

It's frustrating when we hear all sides of politics talk about decentralisation and "we're going to move people to the bush", but there's no plan in terms of how we are going to get those people in jobs. The reality is in terms of the people that are working in Melbourne and then creating all these PeriUrban Shires into dormitory towns, is that we'll have a situation where no matter how many trains you put on, we would never be able to get the people in there. So unless we actually invest in our region, it will fail. At some point it will fail. And by then the investment, or the lack of investment, will be that far behind it will be incredibly difficult to get that infrastructure up and running in a hurry.

We've just seen now in this latest election that 25 billion dollar plug, basically, to fast forward a lot of projects in Ballarat, Geelong, some of the marginal seats, hospitals. Isn't it interesting we can put 460 million both parties, I'm not playing riddle boy here, 461 billion into a hospital in Ballarat with 100,000 people, with not even a drawing, but in somewhere like Melton with 150,000 people, there needs to be a feasibility study about a feasibility study. And the reality of our Shire is that we've been doing what most would consider to be good strategic work over a number of years over a number of councils. So, we'll have to go back to the table because it'll all be out of date unless that money comes in. Because it was all planned for a certain amount of populace. And in reality, we don't have it.

Whilst I know that in Australia the way people vote has changed, there's no doubt that the social genre has become the issue amongst voters, and it's very important that we acknowledge that as well. We have a very strong department that looks after those issues yet it's still not recognised. It's still not funded properly. It's still not where it should be. It's become more and more difficult to lobby our politicians in terms of this because the system is not designed to. They have 'x' amount of dollars, they know they are desperate to win, there's a handful of seats. The difficulty with the one over the weekend is that for the first time in a long time the election was actually won in Melbourne, which is indicative of our problem.

There was a time when it was competitive in the bush, to try and maintain that sectional but it's not there anymore. So, I don't know how we solve it. But I know we have to work on a new strategy. I know that our next strategy won't be about strategic work, it'll be about how do we strategically get the message to government, that despite the fact that you know you have to win elections, there has to be some parity in how to do it.

So, in terms of where we sit, the 1.1% swing in the bush is indicative of the problems that we have and the problems that we face in future. So, I'd just like to make that point because I know that whoever takes over as Mayor tonight and probably into the future is going to face these problems. And we need to find a way of managing that. We need to find a way where we can get a collective message to our collective parliaments and say, "You cannot continue to sell the virtues of the PeriUrban in terms of decentralisation unless you are prepared to invest". And we'd be one of a very minute amount of areas that would actually be looking at ways of how do we slow the growth down, because it's rolling over the top of us. It's literally rolling over the top of us. So they're the difficulties we face.

As the year went on we had a lot of discussions with a lot of politicians. Frustratingly that after the last election we couldn't get near them for 2 years, then all of a sudden, the elections get closer we seem to be able to sit in front of them, and that's a concern to me. We'd like to see our representatives more involved, as we should be more involved with them to explain our issues. But it is what it is at the moment, but we do need to work on it and we do need to find another way.

Having said that, I'm extremely humbled to be given the position of Mayor. It's an incredible honour to get to represent the Council and to speak on behalf of you people both in Canberra and in Spring Street. And I don't take that for granted. It's been an incredible pleasure from my perspective as well.

The support I've had from both the management and the Council itself has been fantastic. It's been a relatively easy year in terms of being Mayor. And they've looked after me along the way. Because I know the beginning of the term, my body was still healing and I was very well supported by the Deputy Mayor in Cr. John Keogh, so I take my hat off to John for that.

I'd also like to pay tribute if I can, if I could be indulgent, to the relationship of our previous CEO, and I know that could be complicated particularly when you've got the new one in the room. You can't go without saying the enormous work that Rob Croxford had done in terms of our finances, to put us in a position where we can actually borrow the money to do some of this infrastructure. And that steady hand that Rob had. I think all of us would say that we all miss Rob dearly because he was a very amicable guy and a very decent person for our Shire. I've always said about Rob Croxford that he was probably one of the most decent people I'd ever met, regardless of whether he was the best CEO or the worst, it wouldn't have mattered because he was still one of the most decent people I have ever met.

And here we are, in this fortunate position, and I say fortunate that we've got Mr. Madden and I'm looking forward to seeing Mr. Madden's signature on Moorabool Shire. We've been extremely fortunate in CEO's. One in the one we've lost, and now we've been extremely fortunate to gain the services of such a highly qualified and indeed highly decorated in Local Government, when you consider the work that's been done in Cardinia. So, we're very pleased with that indeed.

While we're on that, I'd like to thank the GM's. Anyone who has done this Mayors gig would understand just how important the GM's are to you and their staff. And the great role that they play making sure that whoever is given the job of being Mayor has an opportunity to be well briefed when you go to speak at a function. The real work is done by these people, and I think it is often understated, but I can tell you, when you walk into a room full of people who want to open something or announce something, it's that background information and that guidance from their staff that you rely on. I can't believe how difficult that would be if you didn't have that. And they're incredibly supportive all the way through. We're not all qualified in all areas of Council, and it's great that you can pick up the phone before you do something and actually talk to these guys. It's fantastic and I'm sorry to see Sammy (Sam) Romaszko leave. I think she's enjoying her role at Melton, but we were very sad to see her go.

In closing, if I could just point out a couple of things, to me, one of the most important people in the Shire that I can tell you I cannot function without is Di Elshaug. Every time, and I probably am one of those Mayors that can be a little bit unpredictable, Di Elshaug keeps me in touch. It is Di Elshaug that puts a steady hand on things when things look like they're a little bit out of control. It's Di who comes to you when it's not looking so good and the crowds not looking too great, and Di's the one who will steady the ship, and then discreetly just step back into the background. And I've often said to Di, privately, I've said I don't know how any Mayor could operate without a Di Elshaug. She's an absolute gift to the Shire and from my perspective I've enjoyed my time working with her. It's been fantastic. She's been terrific to me, terrific to my family - just a fantastic person all round, so thank you Di.

And if I could just finish with my family: it's always complicated when your wife runs the local paper, I can tell you it's not easy. It puts a lot of pressure on Helen for all sorts of reasons. But I can tell you this about my wife: every now and then you get lucky in life and I got lucky. I can tell you that. When I married my wife, I could not believe my luck. She's been an incredible back stop to me, she's an incredible person, she's tough as nails, which we often need. She's very straightforward. But I tell you what, there's no person in this world that could replace her. She's been extraordinary. And for that, and I said it the day we got married, and I don't think I've said it since, it's nearly 30 years, I do love her very dearly and I wouldn't swap her for the world.

Thank you very much Mr. CEO.

Resolution:

Crs. Bingham/Dudzik

That the former Mayor's Report for the Mayoralty term of November 2017 to November 2018 be received.

CARRIED.

6.1.3 Vote of Thanks to the outgoing Mayor

Prior to calling for nominations for the position of Mayor, the Acting Chairperson called upon any Councillors who wished to express appreciation to the outgoing Mayor for his term in Office.

The following Councillors expressed their appreciation to the outgoing Mayor for his term in Office.

Cr. Tonia Dudzik

Cr. John Keogh

Cr. Jarrod Bingham

The Chief Executive Officer, Mr Derek Madden, presented Cr. Tatchell with a gift and Mrs. Tatchell was presented with a bouquet of flowers.

6.1.4 Determining the Term of the office of Mayor (Section 71 (2) - Local Government Act 1989; Part 15.2(b) - Meeting Procedure Local Law No.9)

As set out in Council's Meeting Procedure Local Law No. 9 in Part 15.2 (b), before nominations for the office of Mayor are invited by the Chief Executive Officer, the Council must resolve if the term of the office of Mayor is to be for one (1) or two (2) years.

This option is available to the Council under the *Local Government Act 1989*, section 71 that says (inter alia) the following:

- (1) At a meeting of the Council that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.
- (2) Before a Mayor is elected under this section, the Council may resolve to elect a Mayor for a term of 2 years.
- (3) The Mayor is to be elected:
 - (a) after the fourth Saturday in October but not later than 30 November in each year; or
 - (ab) if under subsection (2), the Mayor is elected for a term of 2 years, the next election of Mayor is 2 years after the fourth Saturday in October but not later than 30 November in the second year after the election; or
 - (b) as soon as possible after any vacancy in the office of Mayor occurs.

If the Council resolves to elect the Mayor for a one year term, the office of the Mayor shall expire at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019.

If the Council resolves to elect the Mayor for a two year term, the office of the Mayor shall expire at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2020 but not later than 30 November 2020.

The Chief Executive Officer, acting as Chairperson, shall call for a determination of the term of office for the Mayor.

Resolution:

Crs. Edwards/Toohey

That pursuant to the provisions of section 71 of the Local Government Act 1989, the Council resolves that the term of office for the Mayor of Moorabool Shire Council will be 1 year with that term expiring at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019.

CARRIED.

6.1.5 Election of Mayor (Section 71, *Local Government Act 1989*; Part 15 - Meeting Procedure Local Law No.9)

An election for the position of Mayor shall be conducted at the meeting.

The *Local Government Act 1989*, section 71 says (inter alia) the following:

- (1) At a meeting of the Council that is open to the public, the Councillors must elect a Councillor to be the Mayor of the Council.
- (2) Before a Mayor is elected under this section, the Council may resolve to elect a Mayor for a term of 2 years.
- (3) The Mayor is to be elected:
 - (a) after the fourth Saturday in October but not later than 30 November in each year;
or
 - (ab) if under subsection (2), the Mayor is elected for a term of 2 years, the next election of Mayor is 2 years after the fourth Saturday in October but not later than 30 November in the second year after the election; or
 - (b) as soon as possible after any vacancy in the office of Mayor occurs.

It is noted that the Council's Policy No. G008 – Councillors and Members of Council Committees Expense Entitlements & Resources Policy includes the provision of a fully maintained motor vehicle at the current standard and upon the current conditions, together with communication equipment to facilitate effective performance of a Councillor in the office of Mayor.

The Chief Executive Officer, acting as Chairperson, shall conduct the election for the office of Mayor of Moorabool Shire Council for the term of office as resolved by the Council in the Agenda item 6.1.4. and shall call for nominations.

Pursuant to the provisions of section 71 of the *Local Government Act 1989*, Cr. _____ has been declared as the Mayor of Moorabool Shire Council for the term expiring at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019.

Following the election the Mayor will be assisted in being robed as a symbol of taking up the robes of office. The Mayor shall then assume the Chair to deal with the remaining business of the Meeting.

The Chief Executive Officer called for nominations for the office of the Mayor.

***Cr. Bingham nominated Cr. Tatchell
Cr. Keogh seconded the nomination
Cr. Tatchell accepted the nomination***

***Cr. Toohey nominated Cr. Sullivan
Cr. Sullivan seconded the nomination
Cr. Sullivan accepted the nomination***

***Cr. Dudzik nominated Cr. Dudzik
The nomination lapsed for want of a seconder***

The Chief Executive Officer then called for voting for the office of the Mayor.

<i>Cr. Sullivan</i>	<i>2 Votes</i>
<i>Cr. Tatchell</i>	<i>4 Votes</i>

Pursuant to the provisions of section 71 of the Local Government Act 1989, Cr. Paul Tatchell was declared as the Mayor of Moorabool Shire Council for the term expiring at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019

Cr. Tatchell left the Council Chambers at 6.40pm to dress in the Mayoral robe and chain.

The Mayor, Cr. Tatchell assumed the Chair for the remaining business of the Meeting.

Statement by newly elected Mayor:

It is customary for the newly elected Mayor to make a short statement of thanks in response to the Councillors' confidence and an indication of aspirations for the term in office.

Councillors, thank you, I'm a little bit bewildered about what happened through the process there, only because that's not how we've done it in the past, and I haven't got anything prepared. But I will say this: this is a complicated process and to this day it's never uncomfortable for a lot of people and I have absolutely no doubt in my mind that anyone in this room would be more than capable of fulfilling this role, and probably none more than the person that we just voted with or against, so I don't know if it's practical to apologise for that. But it just seems uncomfortable in a lot of ways. I'd just like to express that.

I will say this: that as the Mayor, I can only say that every morning when I wake up, as I've done through this Mayoral period, and every night when I go to bed, all I think about is how we're going to get through this. How we are going to make the Moorabool Shire a better place. Make sure the people within the Moorabool Shire are all well looked after, and that we get some fairness and equity throughout the region in a lot of ways, not just from a state and federal government perspective, but in the way we act ourselves as councillors and how we deal with that.

So, I'm not going to have a long speech, I didn't prepare anything but I will say this: I've been incredibly fortunate to be able to work with this team and I know that the team stood by me because there's seven people, with seven different agendas, that represent seven different portions of the community and it's always difficult to bring that all in as one directive. But I know that if we all work together and continue to work and advocate for our region and for our people then inevitably good will triumph over whatever evil there is. So thank you very much and we'll move on with the meeting. Thankyou.

6.1.6 Determination to Elect a Deputy Mayor

The election of a Deputy Mayor, whilst not specifically provided for within the *Local Government Act* 1989, is provided for under Part 15 – Clause 15.2(e) of the Moorabool Shire Council Meeting Procedure Local Law No.9 if the Council so determines.

In accordance with the Deputy Mayor Position Guidelines, adopted by Council on Wednesday 4 October 2017 at the Ordinary Meeting of Council, the position of Deputy Mayor supports the Mayoral role. The Deputy Mayor holds office for the same term of office as held by the Mayor.

Where the Mayor will knowingly be unable to fulfil their duties as Mayor, he/she is responsible for making arrangements with the Deputy Mayor as appropriate and as applicable and in line with the following statement on the role of the Deputy Mayor:

Role of the Deputy Mayor

- To act in accordance the *Local Government Act* 1989 i.e. chairing Council meetings in the Mayor's absence, noting that a vote must be taken to elect an acting Chairperson.
- Attend social and other engagements at the request of the Mayor.
- Act as Council's official spokesperson in the Mayor's absence.
- Lead Council deputations when requested by the Mayor.
- Chair public meetings when requested by the Mayor.
- Preside at Citizenship Ceremonies in the Mayor's absence, in accordance with Section 27 of the *Australian Citizenship Act* (2007).
- Assist the Mayor generally in the carrying out of his/her duties as requested by the Mayor from time to time.

With the following provisions:

- Council s.86 Delegated Committees
The Chairperson elected by the committee presides at the meeting. The Council is represented by its appointed representative(s) to that Committee.
- Advisory Committees
The Chairperson elected by the committee presides at the meeting. The Council is represented by its appointed representative(s) to that Committee.
- Working Groups, Industry Bodies and Forums – with representatives appointed by the Council
The Council is represented by its appointed representative(s) to that organisation.
- Discretion of the Mayor

Notwithstanding the role of the Deputy Mayor as set out above, the Mayor will have regard to local sensitivities and to particular circumstances, and may request that a local Ward Councillor represent Council at events or meetings, including those called at short notice.

Remuneration for the Deputy Mayor remains at the level of which is available to a Councillor.

The Council should now resolve whether it will or it won't make an appointment to the office of Deputy Mayor and if it does so, the term of office will be for the same term of office as held by the Mayor.

Resolution:

Crs. Edwards/Bingham

That Council elects a Deputy Mayor for a term of 1 year with that term expiring at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019.

CARRIED.

6.1.7 Election of a Deputy Mayor

This Agenda item is included if the Council resolves in item 6.1.6 above to make an appointment to the office of Deputy Mayor.

The election of the Deputy Mayor will be chaired by the newly elected Mayor in accordance with Part 15 – Clause 15.2(e) of the Moorabool Shire Council Meeting Procedure Local Law No.9.

The Mayor shall conduct the election for the office of Deputy Mayor of Moorabool Shire Council for the term of office as resolved by the Council in the Agenda item 6.1.4. and shall call for nominations.

Pursuant to the provisions of Part 15.2 (e) of Meeting Procedure Local Law No. 9, Cr. _____ has been declared as the Deputy Mayor of Moorabool Shire Council for the term expiring at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019.

That in the absence of the Mayor, the Deputy Mayor shall perform the functions of Mayor in an acting capacity in accordance with the Local Government Act 1989, Council's Meeting Procedure Local Law No.9. and the Deputy Mayor Position Guidelines (October 2017).

The Mayor called for nominations for the office of Deputy Mayor.

Cr. Keogh nominated himself

Cr. Edwards seconded the nomination

Cr. Bingham nominated himself

Cr. Dudzik seconded the nomination

The Mayor then called for voting for the office of the Deputy Mayor.

<i>Cr. Bingham</i>	<i>2 Votes</i>
<i>Cr. Keogh</i>	<i>4 Votes</i>

Pursuant to the provisions of Part 15.2 (e) of Meeting Procedure Local Law No. 9, Cr. John Keogh was declared as the Deputy Mayor of Moorabool Shire Council for the term expiring at 6.00 a.m. on the day of the next election of the Mayor with this being after the fourth Saturday in October 2019 but not later than 30 November 2019.

6.1.8 Mayor and Councillor Allowances

At the Ordinary Meeting of Wednesday 4 April 2018, Council resolved to adopt the following annual Councillor and Mayoral Allowances under Category 2 in the Schedule to the Order in Council, applicable until the next general election of Council subject to any changes by any Order in Council notice as published in any future government gazette:

- Councillor annual allowance - \$24,730 per annum
- Mayoral annual allowance - \$76,521 per annum
- in addition to the Councillor and Mayoral allowance the equivalent of the superannuation guarantee contribution (SGC) (currently 9.5%)

The allowance for Mayor and Councillors may be adjusted accordingly with any increase, as determined by Council as a result of the annual automatic adjustment announced by the Minister for Local Government, and back paid to the effective date of the adjustment set out in the Victoria Government Gazette.

As gazetted in the Victorian Government Gazette dated Monday 29 October 2018 (No. S 514), pursuant to section 73(B)(4)(a) of the *Local Government Act* 1989, the Minister has given notice that an adjustment factor of 2.0% has been applied to Mayoral and Councillor Allowances.

Moorabool Shire Council is categorised as Category 2 which will see the new limit adjusted in accordance with the adjustment factor as follows:

- Councillors: \$25,225 per annum
- Mayor: up to \$78,051 per annum

The new adjusted limits take effect on 1 December 2018.

Mayor and Councillor Allowances will be paid during the ensuing year from Thursday 29 November 2018 to the Statutory and Annual Appointments Meeting in 2019 with the adjustments as gazetted made after December 1, 2018. The manner of payment of allowances will not exceed more than one month in advance.

Councillor Support

The following provisions, as set out in the Councillors and Members of Council Committees Expense Entitlements & Resources Policy, are determined to assist Councillors in their municipal duties that include:

Resources/facilities

- Administrative support for the Mayor
- Office for Mayor
- Vehicle for Mayor
- Computer – desktop or laptop
- Mobile phone and landline
- Stationery
- Access to fax/copier
- Website development as part of Council website

Reimbursement

- Travel – including reimbursement of public transport costs
- Phone – reimbursement of relevant call costs
- Internet
- Child care/family care

Resolution:

Crs. Bingham/Edwards

That the Mayor and Councillor Allowances report be received.

CARRIED.

6.1.9 Special Committees of the Council (Section 86 *Local Government Act 1989*) - S86 Delegated Committees of the Council

Council may establish one or more special committees of the Council, which may be comprised of Councillors and other persons as members. These Committees have been established by Council under section 86 of the *Local Government Act 1989*.

These committees are established to assist Council with executing specific functions or duties. By instrument of delegation, Council may delegate to the committees such functions and powers of the Council that it deems appropriate, utilising provisions of the *Local Government Act 1989*. The Council cannot delegate certain powers as specifically indicated in section 86(4) of the Act.

Special Committees of Council

(i) Development Assessment Committee

The Development Assessment Committee is a Delegated Committee established under section 86 of the *Local Government Act 1989* to act as a delegate of Council in determining planning applications made under the *Planning and Environment Act 1987* in line with the Terms of Reference and Protocol for Calling in Planning Applications.

The Committee also provides advice to Council on trends, issues and other matters relating to planning or development that have become apparent or arisen through the Committee's assessment of applications under the Act.

The Council representatives in 2017/18 on this Committee were Cr. Bingham, Cr. Dudzik, Cr. Keogh, Cr. Tatchell, Cr. Toohey and Cr. Edwards.

Cr. Toohey announced his resignation from the Development Assessment Committee at the Ordinary Meeting of Council of February 2018. Cr. Edwards was appointed to the Committee at the March 2018 Ordinary Meeting of Council.

(ii) Moorabool Growth Management Committee

During 2017/18 Council resolved to abolish the following section 86 Delegated Committees of Council:

(i) Urban Growth Strategy Committee

The Urban Growth Strategy Committee was abolished at the Ordinary Meeting of Council on Wednesday 6 June 2018.

(ii) Rural Growth Strategy Committee

The Rural Growth Strategy Committee was abolished at the Ordinary Meeting of Council on Wednesday 6 June 2018.

On Wednesday 6 June 2018, Council resolved to consolidate the Urban and Rural Growth Strategy Committees to form the Moorabool Growth Management Committee.

The Moorabool Growth Management Committee will guide urban and rural growth planning within all settlements and related infrastructure across the Shire in accordance with Moorabool 2041.

All Councillors were representatives in 2017/18 on this Committee.

(iii) Hall and Recreation Reserve Committees of Management

Committees of Management act as an agent of Council (not as an independent entity) in managing the Council assets entrusted in the Committee's care by:

- Undertaking the management of the Facilities on Council's behalf;
- Undertaking improvements to the Facilities subject to the Council's approval;
- Ensuring the Facilities are available for public use;
- Collecting rentals and charges from the users of the Facilities for casual hire;
- Expending funds on maintaining and improving the Facilities for the better use and enjoyment by the community and public; and
- Consulting and collaborating with Council on all major works and capital works development to ensure compliance with legislative requirements.

The 2017/18 representatives for each committee are listed below:

Hall and Recreation Reserve Committees of Management and	Council Representative 2017/18
Bacchus Marsh Hall Committee of Management	Cr. Bingham
Bacchus Marsh Racecourse and Recreation Reserve Committee of Management	Cr. Bingham
Bungaree Public Hall Committee of Management	Community Members
Dunnstown Recreation Reserve Committee of Management	Community Members
Elaine Recreation Reserve Committee of Management	Community Members
Gordon Public Hall Committee of Management Inc.	Community Members
Greendale Recreation Reserves Committee of Management	Cr. Toohey
Lal Lal Soldiers' Memorial Hall Committee of Management	Community Members
Maddingley Park Committee of Management	Community Members
Millbrook Community Centre	Community Members
Navigators Community Centre	Community Members
Wallace Recreation Reserve	Community Members
Wallace Public Hall	Community Members

(iv) Blacksmith's Cottage and Forge Committee of Management

Blacksmith's Cottage and Forge Committee of Management manages the operations of the Blacksmith's Cottage and Forge in Bacchus Marsh with responsibility to:

- manage and promote the facilities within the approvals given by Council;
- recommend to Council policies aimed at promoting the use of the facilities for the benefit of the community;
- promote the facilities as a tourist attraction in Bacchus Marsh in liaison with other groups;
- explore and recommend options for future development of the facilities;
- prepare submission to Council for any capital or major works that the advisory committee considers desirable.

The 2017/18 representative for this Committee was Cr. Edwards.

Resolution:**Crs. Keogh/Bingham**

1. ***That pursuant to section 86 of the Local Government Act 1989, the Council retains the following Special Committees of the Council – S86 Delegated Committees of the Council to assist the Council in performing its functions and duties in the manner as currently prescribed and as provided for in the Instruments of Delegation authorised by Council;***
 - ***Development Assessment Committee***
 - ***Moorabool Growth Management Committee***
 - ***Bacchus Marsh Public Hall Committee of Management***
 - ***Bacchus Marsh Racecourse and Recreation Reserve Committee of Management***
 - ***Bungaree Public Hall Committee of Management***
 - ***Dunnstown Recreation Reserve Committee of Management***
 - ***Elaine Recreation Reserve Committee of Management***
 - ***Gordon Public Hall Committee of Management Inc.***
 - ***Greendale Recreation Reserve Committee of Management***
 - ***Lal Lal Soldiers' Memorial Hall Committee of Management***
 - ***Maddingley Park Committee of Management***
 - ***Millbrook Community Centre***
 - ***Navigators Community Centre***
 - ***Wallace Recreation Reserve***
 - ***Wallace Public Hall***
 - ***Blacksmith's Cottage and Forge Committee of Management***
2. ***That Council maintains the current membership structure of these committees.***
3. ***That Council appoints representatives for its Special Section 86 Committees as set out below:***

<i>S86 Delegated Committees of the Council</i>	<i>Council Representative 2018/19</i>
<i>Development Assessment Committee</i>	<i>Cr. Bingham Cr. Dudzik Cr. Edwards Cr. Keogh Cr. Tatchell</i>
<i>Moorabool Growth Management Committee</i>	<i>Cr. Bingham Cr. Dudzik Cr. Edwards Cr. Keogh Cr. Tatchell Cr. Toohey Cr. Sullivan</i>

Bacchus Marsh Public Hall Committee of Management	Cr. Bingham David Childs Keith Currie Eric Daws Stuart Deagan John Ginnane Gary Treloar
Bacchus Marsh Racecourse and Recreation Reserve Committee of Management	Cr. Bingham User Group Representatives: Dean Cowan Deidre Davey Mike Fitzpatrick Jan Motherwell George Rogers Les Stewart Robert Young Community Representatives: Allan Comrie Stuart Deagan Darren Fowlie Noel Stanley
Bungaree Public Hall Committee of Management	Ron Trigg
Dunnstown Recreation Reserve Committee of Management	User Group Representatives: Jaye Cahir Sam Leneghan Greg Murphy Joel Murphy Shane Murphy Trish White Community representatives: John Britt Peter Britt Bernie Leonard Chris Leonard James Leonard Neil Leonard Stephen Leonard Mick McKay Barry Sheehan
Elaine Recreation Reserve Committee of Management	Jo Adcock Diane Cook James Connell Stephen Ford Tash Ford Joyce Read Ron Read

	Ron Wauchope
Gordon Public Hall Committee of Management Inc.	Robyn Black Beryl Foster Frank Higgins Sandra Jarrett Lin Lawson Nicole Smith
Greendale Recreation Reserve Committee of Management	Cr. Toohey Paul Hilder Nick Myrianthis Phillip O'Keefe Eddie Salwe John Speed
Lal Lal Soldiers' Memorial Hall Committee of Management	John Crick Graeme Diamond-Keith Ursula Diamond-Keith Colleen Henrikson Geoff Hewitt Kristina Kitchingman Engels Leoncini John McAuliffe
Maddingley Park Committee of Management	Heather Chambers Dotty Hazel Russell Hendry Michael Love Pamela Pinney Darren Smith Peter Sutherland Peter Wakefield
Millbrook Community Centre	Community Members to be confirmed – Report to be presented to Council
Navigators Community Centre	Community Members to be confirmed – Report to be presented to Council
Wallace Recreation Reserve	User Group Representatives: Liam Kinniburgh Leanne O'Neil Patrick O'Neil Alan Tiley Karen Tiley Jacob White Community Representatives: Jason Carey Leane Maher Paul Maher Maurice Mahar Michael Quinlan David Toohey

Wallace Public Hall	Josie Donegan Karen Tiley
Blacksmith's Cottage and Forge Committee of Management	Cr. Edwards Betty Charge Allan Comrie Simon Fisher Ron Guerts Peter Richards Heather Robson Margaret Simpson Christine Stancliffe Geoff Stancliffe Helen Whitely

4. ***That Council notify the Committees of the reappointment arrangements.***
5. ***That a further report be presented to Council after consultation with community members pertaining to the current membership of the following Committees of Management:***
 - ***Bungaree Public Hall Committee of Management;***
 - ***Wallace Public Hall Committee of Management;***
 - ***Navigators Community Centre Committee of Management; and***
 - ***Millbrook Community Centre Committee of Management.***

CARRIED.

6.1.10 Advisory Committees of the Council

In addition to the Special Committees of Council with delegated authority that are established under the *Local Government Act 1989* (section 86), Council has the ability to create a committee by resolution as an Advisory Committee.

The following Committees currently have no specific delegated powers to act on behalf of Council or commit Council to any expenditure unless resolved explicitly by Council following recommendation from the Committee. Their function provides substantial expertise to the Council's planning by way of advisory recommendations.

The performance of specified statutory obligations of the Council are not placed upon these Committees. However, Council has the legislative ability to delegate authority and amend the operations and/or charter of individual Committees should circumstances warrant.

The following Advisory Committees have been established by Council.

Advisory Committees of the Council

(i) Audit and Risk Advisory Committee

The Audit and Risk Advisory Committee is an independent Advisory Committee to Council. The primary role of the Audit and Risk Advisory Committee is to assist Council in the effective conduct of its responsibilities for financial reporting, management of risk, maintaining a reliable system of internal controls and facilitating the organisation's ethical development.

The Audit and Risk Advisory Committee is established to assist the coordination of relevant activities of management, the internal audit function and the external auditor, in order to facilitate achieving overall organisational objectives in an efficient and effective manner.

The 2017/18 representatives for this committee were Cr. Dudzik and Cr. Tatchell.

(ii) Bacchus Marsh District Trails Advisory Committee

The District Trails Advisory Committee comprises interested community members to advise Council on the development and integration of the community trails in the Bacchus Marsh district.

The 2017/18 representative for this committee was Cr. Bingham.

(iii) Bacchus Marsh Leisure Centre Joint Use Management Agreement Advisory Committee

The 2017/18 representative for this committee was Cr. Edwards.

(iv) Economic Development Taskforce Advisory Committee

The Economic Development Taskforce Advisory Committee was established in April 2018. The role of the Committee is to provide an oversight of economic development objectives and to provide advice on the development, promotion and implementation of strategies and initiatives. This includes the identification and development of investment opportunities.

All Councillors are representatives on this Committee.

(v) Heritage Advisory Committee

The Heritage Advisory Committee was established to advise Council on the conservation, promotion and education of heritage matters within the Shire.

The 2017/18 representative for this committee was Cr. Tatchell.

(vi) Lal Lal Falls Reserve Advisory Committee

The Lal Lal Falls Reserve Advisory Committee was created to provide advice on the development and management of this significant natural reserve.

The 2017/18 representative for this committee was Cr. Sullivan.

(vii) Masons Lane Recreation Reserve Advisory Group

Council staff work in partnership with the user groups of Masons Lane Recreation Reserve to manage ongoing operations at the reserve.

(viii) Moorabool Health and Wellbeing Advisory Committee

The Moorabool Health and Wellbeing Advisory Committee comprises community members to assist in the development of Council's Health and Wellbeing Strategy and Plan.

The following organisations and groups are nominated for the 2018/2019 term:

- Djerriwarrh Health Services
- Department of Justice – Grampians Region
- Victoria Police – Bacchus Marsh
- Central Highlands Primary Care Partnership
- Women's Health Grampians
- Darley Neighbourhood House and Early Learning Centre
- Ballan and District Community House and Adult Education Centre
- Highlands Local Learning and Employment Network
- Sports Central
- Department of Health and Human Services
- North West Melbourne Primary Health Network

The 2017/18 representatives for this committee were Cr. Dudzik and Cr. Tatchell.

(ix) Moorabool Landcare Advisory Committee

The Landcare Committee comprises members of the community with land care experience or interest to advise Council on matters of land care policy, planning and development.

As a result of the adoption of the Moorabool Sustainable Environment Strategy by Council in April 2017, which has established a broader policy and operational scope for Council, it is proposed for the Moorabool Landcare Advisory Committee (MLAC) to be renamed to Moorabool Environment and Sustainability Advisory Committee (MESAC). This name better reflects the range of matters being considered by the Committee.

The 2017/18 representative for this committee was Cr. Keogh.

(x) Positive Ageing Advisory Committee

The Positive Ageing Advisory Committee was established by Council on Wednesday 7 November 2018.

This Committee will provide an opportunity for informed discussion on issues impacting upon older members of the Shire, and increase community awareness of the particular needs and aspirations of older members of the community through collaboration and consultation.

At the time of publishing this Special Meeting of Council Agenda, nominations for membership of the Positive Ageing Advisory Committee were being sought in accordance with Council's resolution.

Resolution:**Crs. Keogh/Bingham**

- That Council retains the following Advisory Committees of the Council to assist the Council in performing its functions and duties in the manner as currently prescribed and as provided for in the terms of reference authorised by Council:***

<i>Advisory Committees of the Council</i>	<i>Council Representative 2018/19</i>
<i>Audit and Risk Advisory Committee</i>	<i>Cr. Dudzik Cr. Keogh</i>
<i>Bacchus Marsh District Trails Advisory Committee</i>	<i>Cr. Bingham Paul Barrett Stuart Deagan Belinda Dellios Colin Evans Greg Ley Verity McLucas Heidi Mikulic Leon Newton Theo Parks Mark Peterson</i>
<i>Bacchus Marsh Leisure Centre Joint Use Management Agreement Advisory Committee</i>	<i>Cr. Edwards</i>
<i>Economic Development Taskforce Advisory Committee</i>	<i>Cr. Bingham Cr. Dudzik Cr. Edwards Cr. Keogh Cr. Tatchell Cr. Toohey Cr. Sullivan</i>
<i>Heritage Advisory Committee</i>	<i>Cr. Tatchell Cr. Keogh (Proxy)</i>
<i>Lal Lal Falls Reserve Advisory Committee</i>	<i>Cr. Sullivan</i>
<i>Moorabool Health and Wellbeing Advisory Committee</i>	<i>Cr. Dudzik Cr. Tatchell (Proxy)</i>

<i>Moorabool Landcare Advisory Committee (pending resolution to change name to Moorabool Environment and Sustainability Advisory Committee)</i>	<i>Cr. Keogh</i>
<i>Positive Ageing Advisory Committee</i>	<i>Nominations to be confirmed</i>

- ***Audit and Risk Advisory Committee***
 - ***Bacchus Marsh District Trails Advisory Committee***
 - ***Bacchus Marsh Leisure Centre Joint Use Management Agreement Advisory Committee***
 - ***Economic Development Taskforce Advisory Committee***
 - ***Heritage Advisory Committee***
 - ***Lal Lal Falls Reserve Advisory Committee***
 - ***Masons Lane Recreation Reserve Advisory Group***
 - ***Moorabool Health and Wellbeing Advisory Committee***
 - ***Positive Ageing Advisory Committee***
2. ***That Council approves for the Moorabool Landcare Advisory Committee (MLAC) to be renamed to the Moorabool Environment and Sustainability Advisory Committee (MESAC).***
 3. ***That Council appoints representatives for its Advisory Committees as set out below:***
 4. ***That Council notify the committees of the reappointment arrangements.***

CARRIED.

6.1.11 Council Appointments to Working Groups, Industry Bodies and Forums

In order for Moorabool Shire Council to pursue its role of advocacy and represent the interests of the community, Council seeks to be represented on a variety of committees and organisations which are established not only within Moorabool Shire, but more broadly within the region and also within industry representative associations. Involvement in these areas provides the Council with a broader perspective in undertaking its policy deliberation role.

The 2017/18 representatives for each working group, industry bodies and forums are listed below:

Working Groups, Industry Bodies and Forums	Council Representative 2017/18
Central Highlands Local Learning and Employment Network (CHLLEN)	Cr. Bingham
Local Government Waste Forum – Grampians Central West Waste and Resource Recovery Region	Cr. Sullivan, Cr. Keogh (Proxy) GM Infrastructure
MAV Strategic Environment Advisory Group (SEAG)	Cr. Sullivan
MAV Emergency Management Committee	EM Manager
MAV Defined Benefit Superannuation Taskforce <i>(No longer in operation)</i>	Cr. Sullivan
MAV Financial Assistance Grants and Rate Capping Taskforce <i>(No longer in operation)</i>	Cr. Sullivan
(MAV) Municipal Association of Victoria	Cr. Sullivan
Bacchus Marsh Aerodrome Management Committee	Cr. Keogh
Ballarat Rail Action Committee	Cr. Edwards, CEO
Central Highlands Community Road Safety Council	GM Infrastructure
Central Highlands Councils Victoria – <i>(Previously known as Mayors and CEOs' Forum)</i>	Mayor / CEO
CCMA SMO – Corangamite Catchment Management Authority Salinity Management Overlay Development Steering Committee	GM Growth & Development
Concerned Councils for the Moorabool River Flows and Environment	Cr. Toohey
Grow West Implementation Committee	Cr. Keogh, Coordinator Environmental Planning
Municipal Emergency Management Planning Committee (MEMPC)	Cr. Keogh
Municipal Fire Management Planning Committee (MFMPC)	Cr. Keogh
National Timber Councils Task Force	Cr. Sullivan
Peri Urban Councils	Cr. Edwards, Cr. Keogh (Proxy) Chief Executive Officer

Rural Councils Victoria	Cr. Toohy
Timber Towns	Cr. Sullivan
Victorian Local Governance Association (VLGA)	Cr. Edwards
Western Highway Action Committee	Cr. Keogh GM Infrastructure

Resolution:**Crs. Keogh/Dudzik**

- That Council endorses its participation on the following Working Groups, Industry Bodies and Forums and appoints its representatives as detailed below:***

<i>Working Groups, Industry Bodies and Forums</i>	<i>Council Representative 2018/19</i>
<i>Central Highlands Local Learning and Employment Network (CHLEN)</i>	<i>Cr. Bingham</i>
<i>Local Government Waste Forum – Grampians Central West Waste and Resource Recovery Region</i>	<i>Cr. Sullivan Cr. Keogh (Proxy) GM Infrastructure</i>
<i>MAV Strategic Environment Advisory Group (SEAG)</i>	<i>Cr. Sullivan</i>
<i>MAV Emergency Management Committee</i>	<i>Chief Emergency Management Officer</i>
<i>(MAV) Municipal Association of Victoria</i>	<i>Cr. Sullivan</i>
<i>Bacchus Marsh Aerodrome Management Committee</i>	<i>Cr. Edwards</i>
<i>Ballarat Rail Action Committee</i>	<i>Cr. Edwards CEO</i>
<i>Central Highlands Community Road Safety Council</i>	<i>GM Infrastructure</i>
<i>Central Highlands Councils Victoria</i>	<i>Mayor CEO</i>
<i>CCMA SMO – Corangamite Catchment Management Authority Salinity Management Overlay Development Steering Committee</i>	<i>GM Growth and Development</i>
<i>Concerned Councils for the Moorabool River Flows and Environment</i>	<i>Cr. Toohy</i>
<i>Grow West Implementation Committee</i>	<i>Cr. Keogh Cr. Bingham (Proxy) Coordinator Environmental Planning</i>
<i>Municipal Emergency Management Planning Committee (MEMPC)</i>	<i>Cr. Keogh Cr. Bingham (Proxy)</i>
<i>Municipal Fire Management Planning Committee (MFMP)</i>	<i>Cr. Keogh</i>

<i>National Timber Councils Task Force</i>	<i>Cr. Sullivan</i>
<i>Peri Urban Councils</i>	<i>Cr. Edwards CEO GM Growth and Development</i>
<i>Rural Councils Victoria</i>	<i>Cr. Toohey</i>
<i>Timber Towns</i>	<i>Cr. Sullivan</i>
<i>Victorian Local Governance Association (VLGA)</i>	<i>Cr. Bingham</i>
<i>Western Highway Action Committee</i>	<i>Cr. Keogh GM Infrastructure</i>

2. ***That Council notify these Working Groups, Industry Bodies and Forums of the reappointment arrangements.***

CARRIED.

6.1.12 Moorabool Shire Council Meeting Framework

Introduction

In order that the functions of the Council in fulfilling its policy determination, leadership and strategic planning roles can be successfully undertaken, the conduct of the business of the Council requires a flexible approach with respect to its meeting framework.

It is the generally accepted view of good governance that the decision-making processes of the Council should be open to public scrutiny and conducted in a transparent manner which enables input by the community.

The conduct of meetings of Council should enable Councillors to best inform themselves in regard to matters for decision, engaging a process that appears comprehensive, democratic and professional to the community the Council serves.

In addition, the Council's Meeting Framework should endeavour to make efficient use of both Councillors' and Council officer's time. In this regard, the primary activity of the elected Council is to make decisions on policy matters and set strategic direction. The primary function of the organisation and its resources is then to implement such policy and strategic direction, providing accountability reporting back to the Council and the community. Sufficient scope needs to exist for community consultation which acts as a guide to the decision-making processes of the elected Council.

Moorabool Shire Council Meeting Framework

The following framework has been developed to provide for the efficient and effective conduct of the business of Council, in a manner which enables a transparent and interactive decision making process involving Moorabool Shire Council and the community, leading to effective decision making protocols.

Ordinary Meetings of Council

One Ordinary Meeting of Council be held each calendar month, on the first Wednesday, commencing at 6.00pm with meetings to be held in the Council Chambers Ballan, as indicated in the attached schedule.

The Ordinary Meeting of Council generally considers matters listed under the services areas of Governance, Infrastructure, Community Services and Growth and Development relating to service delivery policy and statutory obligations in addition to statutory planning and strategic land use planning. Notwithstanding, if matters of a more general nature require some urgency, the arrangements will facilitate incorporation within the agenda of the meeting for decision in order to meet pressing timelines.

Council Section 86 Delegated Committees and Advisory Committees

A schedule for the following Council committee meetings is attached:

- Development Assessment Committee (DAC) (S86 Delegated)
- Moorabool Growth Management Committee (S86 Delegated)
- Audit and Risk Advisory Committee (Advisory)

Assembly of Councillors

In instances where discussion or interaction between Councillors and Council officers is required on policy or strategic matters, an Assembly of Councillors shall be convened pursuant to the provisions of the *Local Government Act 1989*.

Such Assemblies of Councillors may, insofar as practicably possible, be convened on the first and third Wednesdays of the month. Assemblies will be scheduled to align with the Delegated Committees of Council meetings. All Assemblies will be scheduled to a specific time allocation. Any briefing not able to be concluded within the allocated time shall be held over to the next available date and time according to schedules.

Recommendation:

- 1. That in order to undertake considerations and decisions for the good governance of the Moorabool Shire, the Council determines the following meeting framework to be convened and undertaken in accordance with the provisions of the Local Government Act 1989 and the Moorabool Shire Council Meeting Procedure Local Law No. 9:**
 - a. Ordinary Council Meetings to be held on the first Wednesday of each calendar month, commencing at 6.00pm, with meetings to be held in Ballan.**
 - b. S86 Development Assessment Committee (DAC) meetings to be held on the third Wednesday of each calendar month, commencing at 5.00pm with the meetings to be held at the Darley Civic and Community Hub.**
 - c. Audit and Risk Advisory Committee meetings to be held on the second Wednesday of the month in November, February, May and August, commencing at 9.00am with the meetings to be held at the Lerderderg Library, Bacchus Marsh.**
 - d. Special meetings of the Council or the DAC may be held at other locations across the Shire as determined by the Mayor and CEO having regard to the nature of the Agenda and spread of development applications.**
 - e. Assembly of Councillors shall be convened pursuant to the provisions of the Local Government Act 1989 in instances where discussion or interaction between Councillors and Council officers is required on Policy or Strategic Matters.**

Such Assemblies of Councillors may, insofar as practicably possible, be convened on the first and third Wednesdays of the month. Assemblies will be scheduled to align with the Delegated Committees of Council meetings.
- 2. That the Council provides public notice, as required by the Local Government Act 1989, indicating the time, date and venue for convening Ordinary Meetings of Council and Council Committee Meetings, which shall be open to the public.**

Resolution:**Crs. Bingham/Dudzik**

1. ***That in order to undertake considerations and decisions for the good governance of the Moorabool Shire, the Council determines the following meeting framework to be convened and undertaken in accordance with the provisions of the Local Government Act 1989 and the Moorabool Shire Council Meeting Procedure Local Law No. 9:***
 - a. ***Ordinary Council Meetings to be held on the first Wednesday of each calendar month, commencing at 7.00pm, with meetings to be held in Ballan.***
 - b. ***S86 Development Assessment Committee (DAC) meetings to be held on the third Wednesday of each calendar month, commencing at 5.00pm with the meetings to be held at the Darley Civic and Community Hub.***
 - c. ***Audit and Risk Advisory Committee meetings to be held on the second Wednesday of the month in November, February, May and August, commencing at 9.00am with the meetings to be held at the Lerderderg Library, Bacchus Marsh.***
 - d. ***Special meetings of the Council or the DAC may be held at other locations across the Shire as determined by the Mayor and CEO having regard to the nature of the Agenda and spread of development applications.***
 - e. ***Assembly of Councillors shall be convened pursuant to the provisions of the Local Government Act 1989 in instances where discussion or interaction between Councillors and Council officers is required on Policy or Strategic Matters.***

Such Assemblies of Councillors may, insofar as practicably possible, be convened on the first and third Wednesdays of the month. Assemblies will be scheduled to align with the Delegated Committees of Council meetings.
2. ***That the Council provides public notice, as required by the Local Government Act 1989, indicating the time, date and venue for convening Ordinary Meetings of Council and Council Committee Meetings, which shall be open to the public.***

Councillor Bingham called for a division

Councillors voting for the Motion:

Cr. Bingham

Cr. Dudzik

Councillors voting against the Motion;

**Cr. Sullivan
Cr. Toohey
Cr. Keogh
Cr. Edwards**

LOST.**Resolution:****Crs. Sullivan/Toohey**

- 1. That in order to undertake considerations and decisions for the good governance of the Moorabool Shire, the Council determines the following meeting framework to be convened and undertaken in accordance with the provisions of the Local Government Act 1989 and the Moorabool Shire Council Meeting Procedure Local Law No. 9:**
 - a. Ordinary Council Meetings to be held on the first Wednesday of each calendar month, commencing at 6.00pm, with meetings to be held in Ballan.**
 - b. S86 Development Assessment Committee (DAC) meetings to be held on the third Wednesday of each calendar month, commencing at 5.00pm with the meetings to be held at the Darley Civic and Community Hub.**
 - c. Audit and Risk Advisory Committee meetings to be held on the second Wednesday of the month in November, February, May and August, commencing at 9.00am with the meetings to be held at the Lerderderg Library, Bacchus Marsh.**
 - d. Special meetings of the Council or the DAC may be held at other locations across the Shire as determined by the Mayor and CEO having regard to the nature of the Agenda and spread of development applications.**
 - e. Assembly of Councillors shall be convened pursuant to the provisions of the Local Government Act 1989 in instances where discussion or interaction between Councillors and Council officers is required on Policy or Strategic Matters.**

Such Assemblies of Councillors may, insofar as practicably possible, be convened on the first and third Wednesdays of the month. Assemblies will be scheduled to align with the Delegated Committees of Council meetings.
- 2. That the Council provides public notice, as required by the Local Government Act 1989, indicating the time, date and venue for convening Ordinary Meetings of Council and Council Committee Meetings, which shall be open to the public.**

CARRIED.

**7. FURTHER BUSINESS AS ADMITTED BY UNANIMOUS RESOLUTION
OF COUNCIL**

Nil.

8. MEETING CLOSURE

The meeting closed at 6.54pm

Confirmed.....Mayor.