



Ararat Rural City

# **COUNCIL MEETING AGENDA**

***TUESDAY 30 MAY 2017***





## Ararat Rural City

25 May 2017

Dear Councillors,

You are cordially advised and invited to attend the next ordinary Council Meeting, which will be held in the Council Chamber, Shire Hall, Barkly Street, Ararat on ***Tuesday 30 May 2017*** commencing at ***4.00pm***.

### **BUSINESS:**

- 1 Traditional Acknowledgement/Opening Prayer/Oath**
- 2 Apologies**
- 3 Disclosure of Interests**
- 4 Officer's Reports – Confidential Items**

Designation of Items as Confidential:

The reports presented under Officer's Reports – Confidential Items are designated confidential by me as Chief Executive Officer pursuant to Section 77(2) of the Local Government Act 1989, on the grounds that they apply under Section 89(2) of the Local Government Act 1989.

Your attendance is respectfully requested.

Yours sincerely,

**ANDREW EVANS**  
**CHIEF EXECUTIVE OFFICER**



**1 – TRADITIONAL ACKNOWLEDGEMENT / OPENING PRAYER/OATH**

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An audio recording of this meeting is being made for the purpose of verifying the accuracy of the minutes of the Council Meeting, Special Council Meeting or Assembly of Councillors. Recordings of Council Meetings and Special Council Meetings (excluding closed sessions) will be made available on Council's website.

**TRADITIONAL ACKNOWLEDGEMENT**

WE ACKNOWLEDGE THE TRADITIONAL OWNERS OF THE LAND ON WHICH WE MEET TODAY, AND PAY OUR RESPECTS TO THEIR ELDERS, PAST AND PRESENT.

**OPENING PRAYER**

ALMIGHTY GOD, WE HUMBLY ASK YOU TO HELP US, AS ELECTED COUNCILLORS OF THE ARARAT RURAL CITY COUNCIL. GUIDE OUR DELIBERATIONS. PROSPER WHAT IS YOUR WILL FOR US, TO YOUR HONOUR AND GLORY AND FOR THE WELFARE AND BENEFIT OF THE PEOPLE WHOM WE SERVE IN THE ARARAT RURAL CITY.

**COUNCILLORS OATH**

WE WILL UNDERTAKE THE DUTIES OF THE OFFICE OF COUNCILLOR IN THE BEST INTERESTS OF THE PEOPLE OF THE MUNICIPAL DISTRICT OF THE ARARAT RURAL CITY COUNCIL AND FAITHFULLY AND IMPARTIALLY CARRY OUT THE FUNCTIONS, POWERS, AUTHORITIES AND DISCRETIONS VESTED IN US UNDER THE LOCAL GOVERNMENT ACT 1989 OR ANY OTHER ACT TO THE BEST OF OUR SKILL AND JUDGMENT.

*2 – APOLOGIES*

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**MOTION** (if required)

That the apology of Cr Allgood be accepted.
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***3 – DISCLOSURE OF INTERESTS***

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Disclosure of Interests are to be made immediately prior to any relevant item being discussed.

**Local Government Act 1989 Section 79 (2)**

A Councillor or member of a special committee who has a conflict of interest and is attending the meeting of the Council or special committee must make a full disclosure of that interest -

- (a) by either -
  - (i) advising the Council or special committee at the meeting of the details required under paragraph (b) and (c) immediately before the matter is considered at the meeting; or
  - (ii) advising the Chief Executive Officer in writing of the details required under paragraphs (b) and (c) before the meeting; and
- (b) classifying the type of interest that has given rise to the conflict as either -
  - (i) a direct interest; or
  - (ii) an indirect interest and specifying the particular kind of indirect interest under section 78, 78A, 78B, 78C, 78D or 78E; and
- (c) describing the nature of the interest; and
- (d) if the Councillor or member advised the Chief Executive Officer of the details under paragraph (a) (ii), the Councillor or member must make a disclosure of the class of interest only to the meeting immediately before the matter is considered at the meeting.

**Local Government Act 1989 Section 80C)**

A person who is providing advice or a report to a meeting of the Council or a special committee, and who has a conflict of interest in a matter to which the advice or report relates, must disclose the constituting the conflict of interest when providing the advice or report and before the advice or report is considered by the Council or the committee.

**4 - OFFICERS REPORTS – CONFIDENTIAL ITEMS**

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**CLOSURE OF COUNCIL MEETING TO THE PUBLIC**

The Open Council Meeting will now be closed, but members of the public are welcome to rejoin the Council Meeting following the recommencement of the meeting.

**Recommendation**

That the meeting be closed to members of the public to discuss the items listed in the confidential agenda, in accordance with the following provision:

*“89 Meetings to be open to the public*

*(2) A Council or special committee may resolve that the meeting be closed to members of the public if the meeting is discussing any of the following—*

*(a) personnel matters; and*

*(d) contractual matters.*

**OPEN COUNCIL MEETING RECOMMENCEMENT**

**Recommendation**

That the Open Council Meeting recommence.

Gallery invited to return to Council Chamber.

**LIFTING OF CONFIDENTIALITY OF CLOSED SESSION RESOLUTIONS**

**Recommendation**

That the Confidentiality of the report and decision in relation to Item 4.1 of the Confidential Agenda not be lifted.