



Ararat Rural City

# **STATUTORY MEETING AGENDA**

***TUESDAY 31 OCTOBER 2017***





## Ararat Rural City

26 October 2017

Dear Councillors,

You are cordially advised and invited to attend the Statutory Meeting, which will be held in the Council Chamber, Shire Hall, Barkly Street, Ararat on ***Tuesday 31 October 2017*** commencing at ***6.00pm***.

### **BUSINESS:**

- 1 **Open Meeting - Welcome by Chief Executive Officer**
- 2 **Traditional Acknowledgement/Prayer**
- 3 **Apologies**
- 4 **Disclosure of Conflicts of Interest in any item on the agenda**
- 5 **Election of Mayor for 2017/2018**
- 6 **Election of Deputy Mayor for 2017/2018**
- 7 **Appointment of Councillor Delegates to Committees/Organisations**
- 8 **Fixing of Ordinary Council Meeting Dates 2017/2018**
- 9 **Close Meeting**

Your attendance is respectfully requested.

Yours sincerely,

**ALLAN BAWDEN**  
**CHIEF EXECUTIVE OFFICER**

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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.

**ITEM 1      OPENING OF MEETING**

Under Section 72(2) of the Local Government Act 1989, the office of Mayor becomes vacant at 6am on the day of a general election whether or not the Mayor has completed his or her term of office as resolved by the Council under Section 71(1).

Under Governance Local Law 2012 Section 9(1)(b) The Chief Executive Officer must conduct the election of Mayor.

**The Chief Executive Officer (Temporary Chair), will declare the meeting open.**

**ITEM 2      TRADITIONAL ACKNOWLEDGEMENT AND PRAYERS**

The Temporary Chairperson will read the Traditional Acknowledgment and Opening Prayers.

**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.

**ITEM 3      APOLOGIES**

**ITEM 4      DISCLOSURE OF INTERESTS**

Under Section 79C of the Local Government Act 1989 a Councillor does not have a conflict of interest if the matter relates to the election of the Mayor or a decision in relation to the payment of allowances to the Mayor or Councillors.



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**ITEM 5      ELECTION OF MAYOR  
13047340  
EXECUTIVE SERVICES**

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Section 71 of the Local Government Act 1989 provides for the election of the Mayor after the fourth Saturday in October and no later than 30 November each year.

The process of election of the Mayor will take place in accordance with Section 9(1)(a)(ii) of Council's Governance Local Law 2012.

**Vote of thanks to the outgoing Mayor / Presentation**

**The Chief Executive Officer (Temporary Chair) calls for nominations for the position of Mayor for the forthcoming year.**

**POTENTIAL IMPLICATIONS ARISING FROM THIS ISSUE**

**Council plan reference**

5.1      Good governance through leadership.

**Financial and resource implications**

None identified.

**Risk implications**

None identified.

**Statutory Implications**

Under Section 71 of the Local Government Act, the Councillors must elect a Councillor to be the Mayor of the Council.

**Community Implications**

Election of Mayor for community representation.

**Environmental Implications**

None identified.

**Internal/external consultation**

None identified.

**Conclusion**

Under Section 71 of the Local Government Act, the Councillors must elect a Councillor to be the Mayor of the Council.

**On election of the Mayor, the Temporary Chairperson vacates the Chair and the Mayor assumes the Chair.**

**Statement by newly elected Mayor.**

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**ITEM 6      ELECTION OF DEPUTY MAYOR  
13047340  
EXECUTIVE SERVICES**

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The Mayor calls for nominations for the position of Deputy Mayor for the forthcoming year.

**POTENTIAL IMPLICATIONS ARISING FROM THIS ISSUE**

**Council plan reference**

5.1      Good governance through leadership.

**Financial and resource implications**

None identified.

**Risk implications**

None identified.

**Statutory Implications**

Governance Local Law 2012 Section 10(5) During any period that the Mayor is absent or unable to act in that position, the Council must appoint a Councillor to act as the Mayor but in making that appointment the Council shall give preference to appoint the Deputy Mayor, if there is one.

If the Mayor is unable to attend a Council Meeting for any reason:

- (a) Any Deputy Mayor will be acting Chair;
- (b) If no Deputy Mayor is elected, an acting Chair may be elected.

**Community Implications**

Election of Deputy Mayor for community representation on behalf of the Mayor.

**Environmental Implications**

None identified.

**Internal/external consultation**

None identified.

**Conclusion**

Under Governance Local Law 2012 Section 10(1) Election of Deputy Mayor, Council may determine to elect a Deputy Mayor.

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**ITEM 7      APPOINTMENT OF COUNCIL DELEGATES TO  
COMMITTEES/ORGANISATIONS  
13039075  
EXECUTIVE SERVICES**

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**Introduction**

This report is to provide clarity on Council representation on the various Council Committees and external bodies that Council will be represented for 2017/2018.

**Discussion**

Council is represented on a range of committees, which are convened by external bodies and on various internal committees, the 2016/2017 committees and organisations are listed below:

<b>Committee/Organisation with Council Representation</b>
<i>National/State/Regional Bodies</i>
Municipal Association of Victoria
MAV Human Services Committee
Rural Councils Victoria
Central Highlands Regional Councils
Western Highway Action Committee
Grampians Central West Waste and Resource Recovery Region Local Government Waste Forum
Lake Fyans Recreational Area Committee of Management
<i>Council Committees</i>
Ararat Regional Art Gallery Advisory Committee
Audit Committee
Community Engagement Advisory Committee
Community Road Safety Steering Committee
Environmental Sustainability Advisory Committee
Health Promoting Leadership Advisory Group
Municipal Emergency Management Planning Committee
<i>S86 Special Committees</i>
Alexandra Hall Committee of Management
Buangor Community Sports Centre Committee (including Cobb & Co Building)
Elmhurst Public Hall Committee
Lake Bolac Complex Committee
Lake Bolac Memorial Hall Committee
Maroona Recreation Reserve Committee
Mininera Recreation Reserve Committee
Moyston Public Hall Committee
Pomonal Hall & Reserve Committee
Streatham Memorial Hall Committee
Tatyoorn Hall and Recreation Reserve Committee
Warrak Public Hall Committee
Westmere Progress Association Committee
Wickliffe Action Group Wickliffe Common Committee
Wickliffe Recreation Reserve Committee

<b>Willaura Golf Club</b>
<b>Willaura Memorial Hall</b>
<b>Willaura Recreation Reserve</b>
<b>Yalla-Y-Poora Community Centre</b>

**POTENTIAL IMPLICATIONS ARISING FROM THIS ISSUE**

**Council plan reference**

- 1.1 Work with communities to develop and prosper.
- 2.3 Promotion of Regional Living
- 3.1 A strong and diverse local economy
- 5.1 Good governance through leadership.

**Financial and resource implications**

Costs for Councillors attending (travel expenses) are included in the current budget allocations.

**Risk implications**

A definitive list will clarify who is the Council appointed delegate/s to any particular body or Committee.

**Statutory Implications**

Council representation required on the Municipal Association of Victoria, Rural Councils Victoria, Central Highlands Regional Councils, Western Highway Action Committee, Grampians Central West Waste and Resource Recovery Region Local Government Waste Forum, Grampians Tourism Inc and all Section 86 Committees.

**Community Implications**

Council representation on Committees and Organisations across the municipality.

**Environmental Implications**

None identified.

**Internal/external consultation**

Appointments of Council Delegates to Committee/Organisations discussed at Assembly of Councillors on 10 October 2017.

**Options**

The appointment of delegates is at the discretion of the Council of the day.

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**Conclusion**

That Council determines representation on the various Council committees and external bodies with which Council is associated for 2017/2018.

<b>Recommendation:</b>			
<b>That the appointment of Council delegates to Committees/Organisations for the Council term 2017/2018 as listed below be approved:</b>			
<b>Committee/Organisation with Council Representation</b>	<b>Basis of Representation</b>	<b>Council Delegate</b>	<b>Support Officer</b>
<i>National/State/Regional Bodies</i>			
Municipal Association of Victoria	One Councillor	Mayor Deputy Mayor (sub)	CEO
MAV Human Services Committee	One Councillor	Cr Beales	-
Rural Councils Victoria	One Councillor	Mayor	CEO
Central Highlands Regional Mayors and CEOs Forum	Mayor	Mayor	CEO
Western Highway Action Committee	One Councillor	Cr Hooper	Executive Manager Operations and Infrastructure
Grampians Central West Waste and Resource Recovery Region Local Government Waste Forum	One Councillor	Cr Pettman	Executive Manager Planning and Public Health
Lake Fyans Recreational Area Committee of Management	One Councillor	Cr Hooper	-
<i>Council Committees</i>			
Ararat Regional Art Gallery Advisory Committee	One Councillor	Cr Armstrong	Manager Cultural Services
Audit Committee	Mayor and One Councillor	Mayor and Cr McLean	CEO
Community Engagement Advisory Committee	2 Councillors	Cr Armstrong and Cr Pettman	Executive Manager Community Life
Community Road Safety Steering Committee	One Councillor	Cr Allgood	Design and Project Management Coordinator
Environmental Sustainability Advisory Committee	One Councillor	Cr Pettman	Waste and Sustainability Coordinator
Health Prevention Leadership Advisory Partnership	One Councillor	Cr Pettman	Executive Manager Community Life
Municipal Emergency Management Planning Committee	One Councillor	Cr Beales	Manager Emergency Services, Safety and Local Laws
<i>S86 Special Committees</i>			

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Alexandra Hall Committee of Management	One Councillor (non-voting)	Cr Allgood	-
Buangor Community Sports Centre Committee (including Cobb & Co Building)	One Councillor (non-voting)	Cr Hooper	
Elmhurst Public Hall Committee	One Councillor (non-voting)	Cr Beales	
Lake Bolac Complex Committee	One Councillor (non-voting)	Cr Beales	
Lake Bolac Memorial Hall Committee	One Councillor (non-voting)	Cr Beales	
Maroona Recreation Reserve Committee	One Councillor (non-voting)	Cr Pettman	
Mininera Recreation Reserve Committee	One Councillor (non-voting)	Cr Beales	
Moyston Public Hall Committee	One Councillor (non-voting)	Cr Hooper	
Pomonal Hall & Reserve Committee	One Councillor (non-voting)	Cr Hooper	
Streatham Memorial Hall Committee	One Councillor (non-voting)	Cr Armstrong	
Tatyoorn Hall and Recreation Reserve Committee	One Councillor (non-voting)	Cr Beales	
Warrak Public Hall Committee	One Councillor (non-voting)	Cr Allgood	
Westmere Progress Association Committee	One Councillor (non-voting)	Cr Armstrong	
Wickliffe Action Group Wickliffe Common Committee	One Councillor (non-voting)	Cr McLean	
Wickliffe Recreation Reserve Committee	One Councillor (non-voting)	Cr McLean	
Willaura Golf Club	One Councillor (non-voting)	Cr Beales	
Willaura Memorial Hall	One Councillor (non-voting)	Cr Beales	
Willaura Recreation Reserve	One Councillor (non-voting)	Cr Pettman	
Yalla-Y-Poora Community Centre	One Councillor (non-voting)	Cr Armstrong	

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**ITEM 8      FIXING OF MEETING CYCLE 2017/2018**  
**13047340**  
**EXECUTIVE SERVICES**

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**Introduction**

The purpose of this report is to set Council Meeting dates for 2017/2018.

**Discussion**

On the basis of Council continuing to meet on the third Tuesday of the month, the following dates will be the ordinary Council Meeting days for the ensuing twelve months (excluding December 2017 and June 2018).

*December 2017 Council Meeting*

It is proposed to hold the December 2017 Council Meeting one week earlier to assist employees to following up on resolutions prior to the Christmas break. Last year Council held the December meeting on the 2<sup>nd</sup> Tuesday.

*June 2018 Council Meeting*

The Mayor and Chief Executive Officer attend the ALGA National General Assembly in Canberra, which is held the third week of June the same week as the Council Meeting. This change will allow Council representatives to attendance the National General Assembly.

Proposed times and dates:

- 6.00pm - Tuesday 21 November 2017;
- 6.00pm - Tuesday 12 December 2017 (one week earlier);
- 6.00pm - Tuesday 20 February 2018;
- 6.00pm - Tuesday 20 March 2018;
- 6.00pm - Tuesday 17 April 2018;
- 6.00pm - Tuesday 15 May 2018;
- 6.00pm - Tuesday 26 June 2018 (one week later);
- 6.00pm - Tuesday 17 July 2018;
- 6.00pm - Tuesday 21 August 2018;
- 6.00pm - Tuesday 18 September 2018;
- 6.00pm - Tuesday 16 October 2018; and

Proposed times and dates for Special Meetings:

- 6.00pm - Tuesday 30 October 2018 (Statutory Meeting).

**Financial and resource implications**

None identified.

**Risk implications**

None identified.

**Statutory Implications**

Schedule set for Council Meetings, and meetings advertised and placed on Council website.

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**Community Implications**

Community awareness of meeting cycle for 2017/2018.

**Environmental Implications**

None identified.

**Internal/external consultation**

None identified.

**Options**

That Council:

- 1 Adopt the meeting cycle as presented.
- 2 Change the meeting cycle.

**Conclusion**

Meeting cycle set for the 2017/2018 term.

**Recommendation**

That Council:

- 1 Adopts the Ordinary Council Meeting dates for 2017/2018 as follows:  
6.00pm - Tuesday 21 November 2017;  
6.00pm - Tuesday 13 December 2017 (one week earlier);  
6.00pm - Tuesday 20 February 2018;  
6.00pm - Tuesday 20 March 2018;  
6.00pm - Tuesday 17 April 2018;  
6.00pm - Tuesday 15 May 2018;  
6.00pm - Tuesday 26 June 2018 (one week later);  
6.00pm - Tuesday 17 July 2018;  
6.00pm - Tuesday 21 August 2018;  
6.00pm - Tuesday 18 September 2018;  
6.00pm - Tuesday 16 October 2018; and  
6.00pm - Tuesday 30 October 2018 (Statutory Meeting); and
- 2 Advertises the dates and times of the Council Meeting dates for 2017/2018 in the Ararat Advertiser and on Council's website.



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**ITEM 9      CLOSE OF MEETING**

Meeting closed at    pm.