

14. COMMITTEE REPORTS**14.1 MEMBERSHIP OF LAKE WENDOUREE & GARDENS ADVISORY COMMITTEE**

Division: Development & Infrastructure
Director: Trevor McCullough
Manager Responsible/ Leigh Ditchfield -
Business Unit: Operations Manager
Author/Position: David Lewis -
Botanical Gardens Curator

SUMMARY

The report seeks Council ratification of the 3 community representatives recommended for membership of the Lake Wendouree and Gardens Advisory Committee for 2009.

COUNCILLOR RESOLUTION:

Council resolve to;

1. Appoint Anne Beggs-Sunter, John Miller and Barry Kentish as community representatives for the Lake Wendouree and Gardens Advisory Committee
2. Acknowledge the significant contribution made by Jennifer Burrell to the previous Lake Wendouree Advisory and Lake Wendouree and Gardens Special Committees.

Moved: Cr. Des Hudson
Seconded: Cr. Ben Taylor

CARRIED
(R250/09)

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Author/Position:	David Lewis -
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SUMMARY

The report seeks Council ratification of the 3 community representatives recommended for membership of the Lake Wendouree and Gardens Advisory Committee for 2009.

BACKGROUND

Council considered a report in relation to the terms of reference and membership of a new committee, the Lake Wendouree and Gardens Special Committee at its meeting of 11th February 2009 (item 14.2). Council resolved to seek nominations for filling of the roles identified in the Lake Wendouree and Gardens Advisory Committee Terms of Reference.

Council advertised expressions of interest for suitable community representatives for the Lake Wendouree and Gardens Advisory Committee with relevant experience in Fresh Water Ecology, Flora and Fauna Management and Heritage and Culture in the Ballarat Courier on Saturday 2nd of May 2009.

Written expressions of interest were received from 4 people.

ISSUES

1. The skills and knowledge sought from Community Representatives that complements the resources of other members of the committee and Council's staff resources are:
 - Applied knowledge in the management of Cultural assets including indigenous history, historic features, and tributes to Ballarat's sporting people and service men and women
 - Freshwater Ecology as it relates to managing Lake Wendouree and its catchments' water quality and biodiversity
 - Flora and Fauna management
2. All the applicants have demonstrated skills, qualifications, interests and networks within their areas of interest and would be suitable members for the role.
3. As there are more applications than available positions, and Jennifer Burrell has continuously been a member of the former Lake Wendouree and Gardens Special Committee for 10 years, and is a member of the Friends of the Ballarat Botanical Gardens Committee, it would be appropriate for the other three applicants to be given the opportunity to participate in the current term of this newly formed committee

RELEVANT POLICIES

Lake Wendouree and Gardens Advisory Committee Terms of Reference
 Lake Wendouree Landscape Masterplan.
 Lake Wendouree Heritage Analysis
 Ballarat Botanical Gardens Masterplan
 Ballarat Botanical Gardens Conservation Analysis
 Australian Ex-POW Memorial Landscape Masterplan

OPTIONS

1. Appoint Barry Kentish, John Miller, Anne Beggs-Sunter as community representatives.
2. Seek other nominations.

SOCIAL IMPLICATIONS

The inclusion of community members, together with representatives of key stakeholder committees will ensure that the future management and policy recommendations to Council represent the broad community's interests.

ENVIRONMENTAL IMPLICATIONS

The appointment of a Advisory Committee representing the selected stakeholders of the Lake Wendouree and Botanical Gardens Precinct could provide specialist environmental advice from suitably qualified community representative's with complementary skills and knowledge of Council's Staff.

CULTURAL IMPLICATIONS

There are many cultural assets to be managed within the Lake Wendouree and Gardens Precinct. Suitably qualified community representatives could assist Council in developing policy, interpretation and strategies to enhance the precincts Heritage and cultural fabric.

RISK MANAGEMENT IMPLICATIONS

It is considered that there are no risk management implications within this report.

FINANCIAL IMPLICATIONS

It is considered that there are no financial implications within this report.

CONSULTATION

The review of the news terms of reference for the Lake Wendouree and Gardens Advisory committee has involved the following sections of Council:

- Governance
- Sustainability

- Open Space Maintenance
- Strategic Planning - Heritage

	Public Participation Goal	Promise To The Public	Methods
COLLABORATE	To partner with the public in each aspect of the decision including the development of alternatives and the identification of the preferred solution.	We will look to you for direct advice and innovation in formulating solutions and incorporate your advice and recommendations into the decisions to the maximum extent possible.	<ul style="list-style-type: none"> ▪ meetings, workshops and activities run by the Lake Wendouree and Gardens Advisory Committee ▪ Minutes and Reports of meetings ▪ Participatory Decision-Making

IMPLEMENTATION AND MARKETING PLAN

It is considered that an implementation and marketing plan is not required.

OFFICER'S DECLARATION OF INTERESTS

Under section 80C of the Local Government Act 1989 (As amended) officers providing advice to Council must disclose any interests, including the type of interest.

Director – Trevor McCullough

In providing this advice as the Director, I have no disclosable interests in this report.

Manager Responsible – Leigh Ditchfield

In providing this advice as the Responsible Manager, I have no disclosable interests in this report.

Author – David Lewis

In providing this advice as the Author, I have no disclosable interests in this report.

CONCLUSION

This process undertaken to recruit community representation to the Lake Wendouree and Gardens Advisory Committee was completed in May 2009 in a manner to ensure that the Committee can achieve its objectives and will be well served by the expertise and experience of selected membership.

ATTACHMENTS

- 1 Lake Wendouree and Gardens Advisory Committee Terms of Reference

RECOMMENDATION

Council resolve to;

- 1. Appoint Anne Beggs-Sunter, John Miller and Barry Kentish as community representatives for the Lake Wendouree and Gardens Special Committee**
- 2. Acknowledge the significant contribution made by Jennifer Burrell to the previous Lake Wendouree Advisory and Lake Wendouree and Gardens Special Committees.**

ATTACHMENT 1.**Lake Wendouree and Gardens Advisory Committee
Terms of Reference****Background**

The Lake Wendouree and Gardens Precinct refers to the public open space and developments held by Council for the Ballarat Botanical Gardens and Lake Wendouree Restricted Crown Grants.

Council wishes the precinct to be developed and managed in accordance with the adopted masterplans and management strategies, relevant legislation and Council policies.

Council's objectives in the management of the precinct are to preserve the environmental and cultural values, while providing residents and visitors with quality recreational, educational and cultural experiences with minimum cost to the City's ratepayers while attracting economic stimulus to the regions' businesses.

Council seeks a suitably qualified and representative Advisory Committee that can provide advice on policies, applications for development and commercial activity and specific areas of management.

Charter

The Committee's primary functions are:

- To develop a whole of precinct management plan that identifies roles and responsibilities of the various agencies involved in decision making, approvals and service delivery;
- Review the existing Lake Wendouree, Ballarat Botanical Gardens and Australian Ex- POW landscape masterplans and provide recommendations for amendments to Council;
- Provide advice to Council on proposed expenditure of funds held in the Ballarat Gardens Community Fund;
- Provide specialist advice in the management of the Australian Ex Prisoner of War Memorial and fresh water ecology of the lake;
- Evaluate proposals for commercial use of the precinct and provide advice to Council; and
- Provide advice to Council in relation to applications for planning approval.

Membership

The committee shall comprise:

- Designated Councillor as Chairperson;
- Lake Wendouree and Gardens Curator as ex officio executive officer;
- 1 Representative of the Friends of the Ballarat Botanical Gardens;
- 1 Representative of the Lake Foundation Inc;
- 1 Representative of the Ballarat Botanical Gardens Tenants Group;
- 1 Representative of the Lake Wendouree Aquatic Association;
- 1 Representative of the University of Ballarat Primary Industries Section;
- 1 Representative of the Australian Ex POW Appeal Fund Trustees;
- Up to 3 community representatives with expertise in fresh water ecology, native fauna management and/ or heritage and cultural asset management;
- Executive Manager Sustainability (or delegate) ex officio; and
- Director City Marketing and Business Development (or delegate) ex officio.

Meeting Procedure

1. The chairperson must preside at meetings of the Committee. A substitute Councillor may chair the meetings in the absence of the nominated Councillor.
2. In the absence of a Councillor being available to chair the meeting, the members must appoint a member to chair that particular meeting.
3. All members (except Council officers) have one vote, the chairperson having a casting vote if required. Council officers are ex-officio, meaning they do not participate in voting.
4. Only members present are entitled to vote.
5. The Committee must meet not less than 6 times per year at regular intervals.
6. A quorum requires a chairperson and half of the community and representative members to be present.
7. If a quorum is not achieved, items on the agenda may be discussed, but no decisions or recommendations to Council can be actioned until ratified by a motion of a subsequent meeting that achieves a quorum.

Reporting Requirements

1. The committee shall provide Council with an annual report detailing the progress made in relation to reviews of masterplans, development and review of the precinct management plan and any significant issues that require Council to consider in development of its Council Plan and Budget processes.
2. Items referred to the Committee for consideration by Council shall be through the Lake Wendouree and Botanical Gardens Curator, who will ensure the recommendations of the Committee are reported to the appropriate manager of Council.