

**CITY OF
BALLARAT**



Ordinary Council Meeting

21 August 2019

Council Chamber, Town Hall, Sturt Street, Ballarat

MINUTES

Public Copy

MINUTES OF A MEETING OF BALLARAT CITY COUNCIL HELD IN THE COUNCIL CHAMBER, TOWN HALL, STURT STREET, BALLARAT ON WEDNESDAY 21 AUGUST 2019 AT 7:00PM

MINUTES

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1. OPENING DECLARATION

Councillors: *"We, the Councillors of the City of Ballarat, declare that we will carry out our duties in the best interests of the community, and through collective leadership will maintain the highest standards of good governance."*

Mayor: *"I respectfully acknowledge the Wadawurrung and Dja Dja Wurrung People, the traditional custodians of the land, and I would like to welcome members of the public in the gallery."*

2. APOLOGIES FOR ABSENCE

2.1 Present

Mayor Samantha McIntosh
Cr Belinda Coates
Cr Mark Harris
Cr Des Hudson
Cr Amy Johnson
Cr Daniel Moloney
Cr Jim Rinaldi
Cr Ben Taylor
Cr Grant Tillett

Ms Justine Linley - Chief Executive Officer
Mr Terry Demeo - Director Infrastructure and Environment
Ms Jenny Fink - Acting Director Community Development
Mr Glenn Kallio - Director Business Services
Ms Angelique Lush - Director Development and Planning
Mr Cameron Cahill - Director Innovation and Organisational Improvement
Mr Darren Whitford - Coordinator Risk and Compliance Services
Ms Ali Evans - Administration Officer Statutory Compliance
Ms Sheridan Coulter - Administration Officer Safety and Wellbeing

2.2 Apologies

Nil

3. DISCLOSURE OF INTEREST

4. CONFIRMATION OF MINUTES

RESOLUTION:

That the Minutes of the Council Meeting on 31 July 2019 as circulated be confirmed.

Moved: Cr Daniel Moloney

Seconded: Cr Belinda Coates

CARRIED

(R192/19)

5. MATTERS ARISING FROM THE MINUTES

6. PUBLIC QUESTION TIME**QT20/19 - Mr Ben Debney - Lake Gardens****Question**

Mr Debney stated that he was a part of the original 'Skate Rats' who worked to get the skate ramp at Civic Hall and outlined that this ramp is now at Tuddy's Engineering. Mr Debney asked that given the interest by the community in the ramp and its current condition, he would like to question what the consultation was that led to the current condition?

Answer

Cr Samantha McIntosh, Mayor, responded that when the decision was made to replace the skate park for a bigger option to service the community and a broader age group, it was always deemed that the ramp at the Civic Hall would be taken down, although it didn't happen.

Cr Des Hudson responded that the transition from the Civic Hall site to the new site was done with the idea that the Civic Hall site would be decommissioned. This was done with significant community engagement and consultation. I understand that you were involved in the group that fund raised to have the ramp installed at the Civic Hall location, however it is only at Tuddy's Engineering as a part of the removal process in the decommissioning.

Cr Samantha McIntosh stated that a skate ramp area has been installed at Vic Park for young children.

Mr Debney asked what alternative avenues we have to make the ramp a resource for the community again?

Cr Jim Rinaldi stated that he believes that question is, can the ramp be recommissioned?

Ms Justine Linley, Chief Executive Officer responded that she has been speaking with Mr Neville Ivey, Director Community Development regarding this issue and stated that we will be looking at different ways to make skate parks for those with a higher skill level accessible for the community.

Cr Daniel Moloney asked Mr Debney, in regard to the skate park option later in the agenda, and the options are presented, if he has feedback in regard to what the broader skating community is after?

Mr Debney responded that all the options would be great for the community.

QT21/19 - Mr Frank Williams - Invermay Park**Question**

Mr Frank Williams asked that in regard to the plans presented for walking and cycling paths down Sturt Street, how many cyclists currently use the bike paths either side of Sturt Street?

Answer

Mr Terry Demeo, Director Infrastructure and Environment responded that the paths are not heavily utilised and this creates the reason for the plan that is presented. The path is for the occasional cyclist who requires a level of protection when they are cycling. There has been extensive re-engagement and the plan has been the subject of a very detailed review.

Cr Belinda Coates commented that there are no bike paths on Sturt Street with the lanes behind the angled parking being for those cars which are reversing out. The cyclists who currently use Sturt Street are accomplished cyclists who are middle of the lane users, not occasional riders who do not have the confidence to do this.

Cr Mark Harris stated that the plans that have been presented are by State Government and do not currently have the endorsement of Council. Sturt Street is a dangerous place to ride, however the plan is a joke as it currently stands and it is directly what the Premier said would not happen.

QT22/19 - Mr Frank Williams - Invermay Park**Question**

Mr Frank Williams asked a question in relation to the Historic Urban Landscape (HUL) and what the City of Ballarat will do to protect and reserve the prominent landscapes that are so important to Ballarat?

Answer

Cr Samantha McIntosh, Mayor responded that the HUL is great guide that gives us a lot of direction as a growing regional city. We have experienced significant growth and have had to utilise the guidelines numerous times.

Ms Justine Linley, Chief Executive Officer responded that we have a Cultural Heritage Management Plan for the Sturt Street Gardens. The Sturt Street proposal hasn't been put to Council yet, but is out for community consultation.

QT23/19 - Ms Jo Rye - Redan**Question**

Given that one black swan is killed per week by car trauma or feeding, what plans does Council have for greater protection of this asset?

Answer

Cr Samantha McIntosh, Mayor stated that the Lake and Gardens Advisory Committee discussed this issue and clarified the numbers that three swans were killed in the period of a year.

Cr Daniel Moloney stated that the issue was raised at the last Committee meeting. Of the three deaths, one was from a car and two were from people feeding the swans and then reversing over them. We need to reinforce the message for people not to feed the swans. Traffic calming measures are not an answer as the swans are spreading to areas such as Gillies Street, and where would we draw the line?

Cr Samantha McIntosh, Mayor stated that we are looking to minimise signage at the Lake, however we are increasing communication about not feeding the birds.

Cr Amy Johnson stated that we need signage around the Lake about not feeding the birds, especially bread, along with promoting the issue on social media and in the papers.

Cr Johnson commented that the speed limit varies around the lake due to it being a recreational and residential precinct. It should not be a route to get somewhere but should be a destination location. We need to start a community discussion about the speed limit around the lake.

Cr Belinda Coates commented that the feeding of swans has caused issues for a long time.

7. REPORTS FROM COMMITTEES/COUNCILLORS

GB51/19 - Cr Amy Johnson

Cr Amy Johnson stated that in regards to Sturt Street the Victorian Premier stated that the proposed changes would not go ahead and that the project was 'off the table'. These changes are now very much back on the table, and certain aspects have gone out for tender. After the election was done and dusted the project was placed back on the table. The project is not wanted by the community and therefore I would like to put forward a motion regarding this.

RESOLUTION:

That Council write to the Member for Wendouree, asking for an explanation as to why this rejected plan is now once again going ahead, and seeking assurances from her that the Premier's promises that this redevelopment will not go ahead will be kept.

Moved: Cr Amy Johnson

LOST

Seconded: Cr Ben Taylor

GB52/19 - Cr Belinda Coates

Cr Belinda Coates thanked the Youth Councillors for coming in watch the Council meeting tonight.

Cr Coates acknowledged survivors of clergy abuse and noted the immense ripple effect of the royal commission on our community impacting the mental health and well being of a large number of members of the community. All individuals are in our hearts and minds.

Cr Coates requested an update to briefing on the Carbon Neutrality and 100% Renewables Action Plan for the rest of our Council term.

Cr Coates mentioned that she visited the recycling trial site in Wendouree and acknowledged the hard work of the waste team which has gone into getting the trial site up and running and keeping recycling out of landfill.

GB53/19 - Cr Ben Taylor

Cr Ben Taylor requested an update to briefing on our policy for managing and assessing trees in light of the accidents which have happened across the State recently.

GB54/19 - Cr Grant Tillett

Cr Tillett reported that he met with the President of the Invermay Progress Association. The tour identified a number of breaches to Section 173 agreements, the felling of trees on a block which could only have happened illegally, and blocks which are being filled without permission along with creeks.

Request and update to Councillor briefing to investigate what is happening and to see if the Invermay community fears are justified.

GB55/19 - Cr Jim Rinaldi

Cr Rinaldi acknowledged the Mindshop Excellence Awards where seven Companies and seven Schools participated. The year 10 students were given a real life task to solve. It was great to see the work that the young people put in, providing these businesses with the ability to become more efficient and to save money that they hadn't previously thought of.

Cr Rinaldi requested a report to Councillor briefing on Free Camping.

GB56/19 - Cr Daniel Moloney

Cr Moloney thanked the Lucas Community Group who ran a session to 'welcome your neighbour'.

Cr Moloney advised that along with Cr Tillett he attended an 'engaging communities' forum at the Wendouree Library. This group have decided on \$200,000 worth of projects which has been spread across 13 projects from shelters to basketball courts.

GB57/19 - Cr Amy Johnson

Cr Johnson addressed the recycling crisis and asked how much of the \$6.6 million committed by State Government will come to Ballarat?

Mr Terry Demeo, Director Infrastructure and Environment responded that in relation to the \$6.6 million it is not clear how much will be distributed to Ballarat. There is to be gap funding for 16 weeks and we are working with agencies to ensure that we get our share.

Cr Johnson asked when we will get access to the sustainability fund money which we helped to raise through our landcare levy?

Mr Demeo responded that we don't know when we will get access to the sustainability fund money, although it hasn't been for a lack of trying for projects such as the All Waste Interchange. We are in a good position to make a case for public funds.

Cr Johnson asked what response we have received to the letters that were sent by Council?

Ms Justine Linley, Chief Executive Officer responded that we haven't received a formal response, however, we have been contacted by the member for Ripon Louise Staley who asked many questions.

Cr Samantha McIntosh asked for a report to briefing to update on the next steps on the Waste to Energy environment.

GB58/19 - Cr Samantha McIntosh

Cr Samantha McIntosh acknowledged the developers briefing that was held at Town Hall, which showed the significant growth in Ballarat and success due to long term planning. Ballarat's capital budget is at \$92 million, compared to Bendigo at \$43 million and Darebin at \$52 million. Ballarat's capital budget is almost double that of the other municipalities that we have been compared to. Cr McIntosh paid credit to the Officers who delivered this forum.

Cr McIntosh reflected on the item that Cr Coates touched on and acknowledged that today is a difficult day for the survivors and their families in Ballarat who need our support. It is a difficult time and a culture that needs to change.

RESOLUTION:

To accept Councillor reports.

Moved: Cr Jim Rinaldi

Seconded: Cr Amy Johnson

CARRIED

(R193/19)

Cr Hudson presented a joint letter regarding a Cockatoo in Delacombe.

RESOLUTION:

That Council

- a. Receive the joint letter; and**
- b. The matter be referred to the relevant department for further consideration and review; and**
- c. Council grant an extension of time for the Notice to comply whilst this review is undertaken.**

Moved: Cr Des Hudson

Seconded: Cr Jim Rinaldi

CARRIED

(R194/19)

8. CHIEF EXECUTIVE OFFICER REPORT

Division: Executive Unit
Director: Justine Linley
Author/Position: Justine Linley – Chief Executive Officer

RESOLUTION:

Council resolves to:

- 1. Receive and note the CEO's Operational Report.**

Moved: Cr Daniel Moloney

CARRIED

Seconded: Cr Belinda Coates

(R195/19)

EXECUTIVE SUMMARY

The CEO's Operational Report highlights issues and outcomes affecting the organisation's performance as it delivers services and implements the Council's strategies and policy decisions.

9. PETITIONS**9.1. PARKING IN SUSSEX STREET**

Division: Business Services
Director: Glenn Kallio
Author/Position: Sarah Anstis – Administration Officer Statutory Compliance

RESOLUTION:**Council resolves:**

1. That the petition be received; and
2. That the petition be referred to the Chief Executive Officer for consideration and response.

Moved: Cr Mark Harris

CARRIED

Seconded: Cr Belinda Coates

(R196/19)

EXECUTIVE SUMMARY

A petition was received 22 July 2019 containing 26 signatories requesting Council to introduce parking restrictions in Sussex Street, namely:

“

- a) *To introduce a two or three hour time limit for parking in Sussex Street from 9:00am to 5:30pm Monday to Saturday.*
- b) *To provide unrestricted parking permits for Sussex Street residents.*

Sussex Street currently has unrestricted parking. It is surrounded by streets with parking restrictions, causing it to become a de-facto car park for local business, university students and hospital staff. This greatly restricts parking for Sussex Street residents. “

10. ASSEMBLIES OF COUNCILLORS**10.1. ASSEMBLIES OF COUNCILLORS**

Division: Business Services
Director: Glenn Kallio
Author/Position: Ali Evans - Administration Officer Statutory Compliance

RESOLUTION:

Council resolves to approve the report on Assemblies of Councillors as listed:

- **4 June 2019 Ballarat Municipal Observatory Advisory Committee Meeting**
- **26 June 2019 Miners Rest related matters**
- **10 July 2019 Infrastructure and Environment Portfolio Meeting No 199**
- **15 July 2019 Eureka Centre Community Advisory Committee Meeting**
- **24 July 2019 Strategic Briefing**
- **7 August 2019 Council Agenda Review Briefing**

Moved: Cr Ben Taylor

CARRIED

Seconded: Cr Jim Rinaldi

(R197/19)

EXECUTIVE SUMMARY

The purpose of this report is to provide Council with copies of Assembly of Councillor Records as required under section 80A(2) of the *Local Government Act 1989*.

11. OFFICER REPORTS

11.1. DRAFT GAMBLING HARM MINIMISATION POLICY AND ACTION FRAMEWORK

Division: Community Development
Director: Neville Ivey
Author/Position: Pete Appleton – Executive Manager Engaged Communities

RESOLUTION:

Council resolves to:

Place the draft Gambling Harm Minimisation Policy and Action Plan Framework on public exhibition for four weeks commencing Friday 23 August 2019.

Moved: Cr Belinda Coates

CARRIED

Seconded: Cr Des Hudson

(R198/19)

Cr Rinaldi asked for an update to Councillor briefing on what Council can do in regards to online gambling and how we address the issue.

EXECUTIVE SUMMARY

This report seeks Council's endorsement to place the draft Gambling Harm Minimisation Policy and Action Plan Framework on public exhibition. The draft framework replaces the existing 2011 document broadening the scope of the policy to consider forms of gambling other than poker machines and updating language into a more current context. The proposed draft Action Plan Framework highlights Council's overall goal as being to protect and promote the health and wellbeing of all City of Ballarat residents through the adoption of a public health approach to preventing gambling related harms. It goes on to identify 5 individual policy commitments before breaking down 17 targeted actions across 3 key priority areas, *community partnerships, advocacy and planning, regulation and enforcement*.

It is anticipated that updating this policy and action plan framework will support and strengthen Council's advocacy actions, including in preparing submissions and when attending hearings at the Victorian Commission for Gambling and Liquor Regulation (VCGLR).

11.2. ADOPTION OF MUNICIPAL EMERGENCY MANAGEMENT PLAN 2019- 2021

Division: Community Development
Director: Neville Ivey
Author/Position: Pete Appleton – Executive Manager Engaged Communities
Bill Cook – Municipal Emergency Manager

RESOLUTION:**Council resolves to:**

- 1. Endorse the City of Ballarat Municipal Emergency Management Plan 2019-2021.**
- 2. Submit the plan for audit to the Victorian State Emergency Service.**
- 3. Acknowledge the partnerships between Council and the Municipal Emergency Management Planning Committee members that contributed to the development of the new plan.**

Moved: Cr Mark Harris
Seconded: Cr Grant Tillett

CARRIED
(R199/19)

EXECUTIVE SUMMARY

This report seeks Council's endorsement of a draft Municipal Emergency Management Plan (MEMP) prior to an audit by the Victorian State Emergency Service scheduled for September 2019. The draft 2019-2021 plan which details agreed prevention, response and recovery arrangements has been updated and approved by members of the City of Ballarat Municipal Emergency Management Planning Committee which includes representatives from Victoria Police, State Emergency Service (SES), Department of Health & Human Services, CFA, DELWP, Ambulance Victoria, Ballarat Base Hospital, Red Cross, Victorian Council of Churches, Ballarat Community Health and City of Ballarat.

11.3. DOMESTIC WASTEWATER MANAGEMENT PLAN 2019-2024

Division: Infrastructure and Environment
Director: Terry Demeo
Author/Position: Brenda Carey – Coordinator Environmental Health

RESOLUTION:**Council resolves to:**

- 1. Adopt the Domestic Wastewater Management Plan 2019 to guide further efforts in enhancing the management of septic tanks across the municipality.**
- 2. Require an annual progress report in respect to the actions articulated within the plan.**

Moved: Cr Ben Taylor

CARRIED

Seconded: Cr Mark Harris

(R200/19)

EXECUTIVE SUMMARY

This plan articulates the strategic approach to be undertaken by Council in managing domestic wastewater within the Ballarat municipal district. As of 1 July 2018, the municipality had 3,146 septic tank systems, with 390 of these septic systems located within potable (drinking) water supply catchments. There is a legislative requirement for Council to develop and implement a domestic wastewater management plan (DWMP), in accordance with the State Environment Protection Policy (Waters) 2018 and the Minister's Guidelines for Planning Permit Applications in Open, Potable Water Supply Catchment Areas 2012.

This plan replaces Council's previous DWMP which spanned the period 2013-2018. The previous DWMP was endorsed by Central Highlands Water (CHW) on 13 February 2017, largely because it included a funded inspection program of all septic systems within the potable water supply catchments. This endorsement had and continues to have, significant benefits to those land owners wishing to develop their properties within the potable water catchment.

This plan outlines the priorities and steps necessary to minimise the impact of domestic wastewater on human health and the environment. To date, 655 of the septic systems in Ballarat have been inspected and mapped by Council, largely during the inspection program associated with the previous DWMP, over the period 2016-18. This represents 21% of the total number of septic systems.

The recommendation is to adopt the plan to inform further work in managing the septic tanks across the municipality and facilitating alternate sewage/wastewater treatment where appropriate.

11.4. REQUEST FOR CITY OF BALLARAT PARTICIPATION IN THE INTERCULTURAL CITIES CONFERENCE TO BE HELD IN HAMAMATSU JAPAN OCTOBER 2019

Division: Community Development
Director: Neville Ivey
Author/Position: Jenny Fink – Executive Manager Learning & Community Hubs

MOTION:

Council resolves to:

1. Approve travel to Japan for a Council Officer to speak at the Intercultural City Summit in Hamamatsu.
2. To acknowledge the generosity of the City of Hamamatsu in funding all travel and associated costs for both attendees.

Moved: Cr Daniel Moloney
Seconded: Cr Amy Johnson

LOST

RESOLUTION:

Council resolves to:

1. Approve travel to Japan for a Councillor to speak at the Intercultural City Summit in Hamamatsu.
2. Approve travel to Japan for a Council Officer to speak at the Intercultural City Summit in Hamamatsu.
3. To acknowledge the generosity of the City of Hamamatsu in funding all travel and associated costs for both attendees.

Moved: Cr Des Hudson
Seconded: Cr Grant Tillett

CARRIED
(R201/19)

EXECUTIVE SUMMARY

In 2016 the City of Ballarat became the first Council in Australia to receive accreditation as an Intercultural City and as such, has set the benchmark for Australian local government.

Ballarat is recognised by the Intercultural Cities Program as having good/best practice in relation to Harmony Fest, our Intercultural Strategy and the Intercultural Ambassadors program. We have also been asked to provide a further good practice example to the ICC network in relation to our Intercultural Gala dinner.

Ballarat's participation in the Intercultural Cities network and regular participation at conferences such as this one, builds knowledge, capabilities and exposes us to best practice examples and programs that we can use in this country. Ballarat is also showing leadership within local government of adopting inclusive, intercultural practice.

The City of Hamamatsu is the closest ICC City to Ballarat outside of Australia and in 2018 students from Hamamatsu studying ICC principles and theory visited Ballarat. This is an opportunity for Ballarat to reciprocate that visit and learn more of ICC practices in Japan.

11.5. CITY OF BALLARAT - SKATE AND TWEEN/TEEN FACILITIES FRAMEWORK

Division: Community Development
Director: Neville Ivey
Author/Position: Mark Patterson – Executive Manager Sport and Active Living

RESOLUTION:**Council resolves to:**

Approve and adopt the City of Ballarat Skate and Tween/Teen Facilities Framework.

Moved: Cr Des Hudson

CARRIED

Seconded: Cr Belinda Coates

(R202/19)

EXECUTIVE SUMMARY

In September 2014 Council undertook an initial review of its provision of skate spaces across the municipality as well as broader public recreation and play spaces for young people to enjoy. The 2019 review builds upon the existing Ballarat Play Space Strategy and the City of Ballarat Recreation Strategy 2014 and the draft Active Ballarat Strategy 2019.

To achieve the plan which is presented now, specialist consultancy company, Playce reviewed the existing documentation in detail, engaged stakeholders and undertook comprehensive surveys to determine their specific needs. A municipal wide facility review and demographic distribution analysis, along with an on-site assessment of potential new available sites was also undertaken as part of the framework development.

The focus was ensuring that the City of Ballarat had a clear strategic framework to appropriately be able to provide accessible, inclusive and relevant skate, scooter and BMX spaces and broader activity spaces for tweens and teens that are in line with current world's best practice and to set an achievable ten-year implementation plan.

The key recommendations being made to achieve this plan are outlined below;

High Priority

- Replace, in a different location, the former Ballarat Civic Hall Skatepark with a new urban tween activities space that focusses on provision of plaza style skateboarding (beginners' style) whilst also becoming a social hub and recreation space attractive and relevant to children but can be used by the entire community. To support a comprehensive assessment of this style of facility and its location a temporary modular pump track was recently installed in Victoria Park. The popularity and general feedback have been extremely positive to this initiative which provides confidence to Council, not only in terms of this project but to the significant popularity of this style of recreation within Ballarat.

Special Note

- Given the timelines of the Gov Hub construction and the disruption to users of the skate facility on the Civic Hall site, officers brought forward the initial planning program consistent with the recommendations within the Skate/Youth facilities framework recommendations to commence the Victoria Park trial.

Medium Priority

- Replace existing Delacombe skate park with new area to south, closer to bus stop
- Undertake design and implement new local skate/tween activity space for Miners Rest
- Undertake design and implement new local skate/tween activity space for Wendouree
- Extension of Len T Fraser skate park with large street plaza and transition areas
- Undertake design and then implement new local skate/tween activity in Alfredton

Low Priority

- New local skate/tween activity space for Mt. Clear/Mt. Helen
- New local skate/tween activity space for Ballarat North/Invermay Park
- Possible new local/tween activity space for Lucas.

*Plans are also being implemented for a new recreation spaces in Ballymanus and MR Power Park that will include local skate/tween installations.

Temporary trial site opportunities

The success of the modular popular pump track trial in Victoria Park paves the way to include short term trial opportunities to be established providing a practical and nimble response to needs of the community. Sites in Miners Rest, Sebastopol and Alfredton have already been identified as opportunities.

The online surveys undertaken confirmed the need for upgrades and new facilities to cater for the young population of Ballarat and surrounds. This feedback not only identified the need for skate spaces but also for tween and teen community spaces and recreation opportunities for youth. Ongoing consultation with key stakeholder and user groups will be an important process that will ensure that any new developments are designed and well informed by the community.

These ongoing consultations will be managed by the Sport and Active Living unit in collaboration with the City of Ballarat Youth services team.

The framework not only recommends upgrades to existing facilities but advocates for careful consideration of future sites in new development areas and for these to include both skate/tween teen and recreation spaces which actively including people as part of the broader community.

Importantly the framework also acknowledges the 2018 Active Women and Girls' strategy which aims to provide a tailored response to priority issues identified within the municipality that may be constraining women and girl's involvement in sport and physical activity, either as leaders or participants.

Councils Design-led City approach should also note and understand how this framework could positively impact. This is where incidental urban skate spaces could be designed into the street scape and as a consequence skate would be more regularly considered as a mode of transport in appropriate locations.

11.6. ADOPTION OF REVISED CITY OF BALLARAT PROCUREMENT POLICY

Division: Business Services
Director: Glenn Kallio
Author/Position: Trevor Harris – Procurement Coordinator

RESOLUTION:

Council resolves to:

- 1. Adopt the revised Procurement Policy (Version 8.1).**

Moved: Cr Grant Tillett
Seconded: Cr Ben Taylor

CARRIED
(R203/19)

EXECUTIVE SUMMARY

Following a recent audit by the Victorian Auditor-General on Fraud and Procurement Controls in Local Government some minor updates were made to the procedures and processes associated with the City of Ballarat Procurement Policy to ensure compliance.

Consequently, a review of the City of Ballarat Procurement Policy and associated procedures has been undertaken and subsequent amendments made pursuant to the Local Government Act 1989. It is recommended that the Council note the review and adopt the revised Procurement Policy (Version 8.1).

MOTION:

Council resolves to:

Report on the next steps on Waste to Energy at the next Ordinary Meeting of Council.

Moved: Cr Grant Tillett
Seconded: Cr Jim Rinaldi

LOST

11.7. CONTRACTS SPECIAL COMMITTEE OF COUNCIL MINUTES - 3 JULY AND 24 JULY 2019

Division: Director Business Services
Director: Glenn Kallio
Author/Position: Lorraine Sendall - Executive Assistant, Director Business Services

RESOLUTION:**Council resolves to:**

1. Note, as per the *Local Government Act 1989* Section 88(2) that this matter is designated confidential information under section 89(2) as Contractual Matters and has been considered in making this recommendation.
2. Endorse the Special Contracts Committee minutes of the meetings held on 3rd and 24th July, 2019.

Moved: Cr Mark Harris
Seconded: Cr Grant Tillett

CARRIED
(R204/19)

EXECUTIVE SUMMARY

The purpose of this report is to provide Council with copies of minutes of Council's section 86 Special Contracts Committee in accordance with the *Local Government Act 1989*. At the meeting of these Committees held on 3rd and 24th July, 2019, four contracts were endorsed by the Committee. This report provides a copy of the minutes of these meetings as well as detailing summary information in relation to this Contract.

11.8. COMMITTEE FOR BALLARAT MEMBERSHIP

Division: Innovation and Organisational Improvement
Director: Cameron Cahill
Author/Position: Cameron Cahill - Director Innovation and Organisational Improvement

Mr Michael Poulton, CEO Committee of Ballarat made a public representation.

RESOLUTION:**Council resolves to:**

- 1. Continue the current Executive level membership with the Committee for Ballarat.**
- 2. Recognise the commitment and efforts of the Committee for Ballarat and the work they have undertaken to create a better future for Ballarat and the western region.**
- 3. Continue to work proactively and collaboratively with the Committee for Ballarat to advance the interests of Council, the City and the broader western region.**

Moved: Cr Jim Rinaldi

CARRIED

Seconded: Cr Daniel Moloney

(R205/19)

EXECUTIVE SUMMARY

The City of Ballarat joined the Committee of Ballarat at its inception in 2005. Since then the City has maintained Executive Membership of Committee for Ballarat including representation on the Board.

According to the Committee for Ballarat, it is a visionary membership body that provides progressive and innovative leadership with a strategic, long-term focus to help create a better future for Ballarat and the western region.

The City of Ballarat is a current Executive member, along with seven other organisations in Ballarat and has a representative on the Board, being Mayor Cr Samantha McIntosh. Ararat Rural City Council, Golden Plains Shire Council, Hepburn Shire Council and Pyrenees Shire Council are also members of the Committee for Ballarat as Corporate not executive members.

The City of Ballarat is not a member of any other *Committee For* organisations.

The City of Ballarat has had a long standing and productive relationship with the Committee for Ballarat including as partner in the highly success Council-led *Ballarat Now and Into the Future* advocacy campaign in the lead up to the Victorian Election in 2018.

The cost of membership of the Committee for Ballarat is as follows, with membership fees currently due.

Membership Level	Cost
Executive	\$21,900
Corporate Gold	\$7,700
Corporate	\$3,840

11.9. S11A INSTRUMENT OF APPOINTMENT AND AUTHORISATION (PLANNING AND ENVIRONMENT ACT 1987)

Division: Business Services
Director: Glenn Kallio
Author/Position: Sarah Anstis - Administration Officer Statutory Compliance

Cr Daniel Moloney moved items 11.9 and 11.10 as a block.

RESOLUTION:**Council resolves to:**

1. **Revoke the S11A. Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) for Carly Kuczer (R354/16), effective as at 21 August 2019.**

Moved: Cr Daniel Moloney
Seconded: Cr Ben Taylor

CARRIED
(R206/19)

EXECUTIVE SUMMARY

The purpose of this report is to enable Council to revoke the S11A. Instrument of Appointment and Authorisation (*Planning and Environment Act 1987*) for Carly Kuczer.

11.10. OUTSTANDING QUESTION TIME ITEMS

Division: Business Services
Director: Glenn Kallio
Author/Position: Sarah Anstis -Administration Officer Statutory Compliance

RESOLUTION:

That Council endorses the Outstanding Question Time report.

Moved: Cr Daniel Moloney

CARRIED

Seconded: Cr Ben Taylor

(R206/19)

EXECUTIVE SUMMARY

This report provides Council with an update of response to questions taken on notice and outstanding unanswered questions from Council Question Time.

As of 31 July 2019, Council Meeting there are no outstanding questions.

12. NOTICE OF MOTION

Nil

13. URGENT BUSINESS**RESOLUTION:**

Council endorses to accept confidential item "14.2 Kerbside Recycling immediate, short and medium term options - additional item" report as an urgent business at this ordinary meeting of Council in accordance with clause 29 of the City of Ballarat Meeting Procedure Local Law 2018.

Moved: Cr Des Hudson**CARRIED****Seconded: Cr Amy Johnson****(R207/19)****14. SECTION 89 (IN CAMERA)****RESOLUTION:**

That Council resolve, pursuant to Section 89(2) of the *Local Government Act 1989*, that the meeting be closed to members of the public at 9:49pm whilst the Council is dealing with the following matters;

Moved: Cr Mark Harris**CARRIED****Seconded: Cr Des Hudson****(R208/19)****11.7 CONTRACTS SPECIAL COMMITTEE OF COUNCIL - 3RD JULY AND 24TH JULY 2019****Division:** Business Services**Director:** Glenn Kallio**Author/Position:** Lorraine Sendall – Executive Assistant, Director Business Services

(Confidential report designated under the Local Government Act 1989 section 77(2)(b))

14.1 KERBSIDE RECYCLING IMMEDIATE, SHORT AND MEDIUM TERM OPTIONS**Division:** Infrastructure and Environment**Director:** Terry Demeo**Author/Position:** Quenton Gay – Waste, Water and Energy Officer

(contractual matters)

