



MINUTES OF THE ORDINARY COUNCIL MEETING OF THE HINDMARSH SHIRE COUNCIL HELD AT THE SUPPER ROOM, MECCA, RAINBOW ON WEDNESDAY 25 OCTOBER 2017, COMMENCING AT 3.00PM.

AGENDA

1. Acknowledgement of the Indigenous Community and Opening Prayer

2. Apologies

3. Confirmation of Minutes

4. Declaration of Interests

5. Public Question Time

6. Deputations

7. Activity Reports

8. Correspondence

9. Assembly of Councillors

9.1 Record of Assembly

10. Planning Permit Reports

10.1 Application for planning permit 1557 – 2017

11. Reports Requiring a Decision

- 11.1 Karen Community Plan 2017-2021
- 11.2 Review of Section 86 Special Committees
- 11.3 Council Swimming Pools - Community Survey Regarding Dates of the 2017-2018 Season
- 11.4 Draft Domestic Animal Management Plan 2017-2021
- 11.5 Consideration of Annual Report 2016/17
- 11.6 Finance Report for the period ending 30 September 2017

12. Special Committees

- 12.1 Rainbow Town Committee
- 12.2 Yurunga Homestead Committee

13. Late Reports

No report

14. Other Business

No report

15. Confidential Matters

- 15.1 Meals on Wheels Contract No. 2017-2018-03
- 15.2 Tender for Construction of Rainbow & Dimboola Skate Parks

16. Meeting Close

Present: Crs. D. Nelson (Mayor), R. Lowe (Deputy Mayor), D. Colbert, T. Schneider, R. Gersch, R. Ismay

In Attendance:

Mr. Greg Wood, (Chief Executive Officer), Ms. Anne Champness (Director Corporate and Community Services), Mr. Shane Power (Director of Infrastructure Services), Miss Shelley Gersch (Acting Executive Assistant), Alicia Stewart (Governance Advisor), Andre Dalton (Coordinator Planning and Development) (10.1 – 15.2)

1. ACKNOWLEDGEMENT OF THE INDIGENOUS COMMUNITY AND OPENING PRAYER

Cr Nelson opened the meeting at 3:00pm by acknowledging the Indigenous Community and offering the opening prayer.

2. APOLOGIES

3. CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Ordinary Council Meeting held on Wednesday 4 October 2017 in the Council Chamber, Nhill as circulated to Councillors be taken as read and confirmed.

MOVED: CRS. R. Gersch/R. Lowe

That the Minutes of the Ordinary Council Meeting held on Wednesday 4 October 2017 in the Council Chamber, Nhill as circulated to Councillors be taken as read and confirmed, noting the correction of the date of the meeting held from 20 September to 4 October 2017.

CARRIED

Attachment: 1

4. DECLARATION BY COUNCILLORS OR OFFICERS OF ANY DIRECT OR INDIRECT INTEREST IN ANY ITEM ON THE AGENDA.

Direct; or

Indirect interest

- a) by close association;

- b) that is an indirect financial interest;
- c) because of conflicting duties;
- d) because of receipt of an applicable gift;
- e) as a consequence of becoming an interested party; or
- f) because of an impact on residential amenity.

Declaration of direct or indirect interest must also be advised by Councillors at the commencement of discussion of the specific item.

Cr. R. Lowe declared an indirect financial interest in item 10.1 Application for Planning Permit 1557 – 2017.

Cr. D. Colbert declared an indirect financial interest in item 10.1 Application for Planning Permit 1557 – 2017.

5. PUBLIC QUESTION TIME

6. DEPUTATIONS

No deputations

7. ACTIVITY REPORTS

COUNCILLOR ACTIVITIES: SEPTEMBER 2017

Cr NELSON, MAYOR

Attended:

- 01/09/2017 Citizenship Ceremonies, Nhill
- 01/09/2017 We Love Nhill, Nhill
- 04/09/2017 Dimboola Town Committee meeting, Dimboola
- 05/09/2017 Mayor / CEO meeting, Nhill
- 05/09/2017 Dimboola Library/Civic Hub meeting, Dimboola
- 06/09/2017 Briefing and Council meeting, Dimboola
- 06/09/2017 ABC interview
- 06/09/2017 Dimboola Basketball Association AGM, Dimboola
- 07/09/2017 Hindmarsh Shire Audit Committee meeting, Nhill
- 08/09/2017 Funeral Service, Dimboola
- 08/09/2017 Fashion Fest, Nhill
- 11/09/2017 Hindmarsh St residents meeting, Dimboola
- 12/09/2017 Wellbeing network meeting, Horsham
- 12/09/2017 LGBTI community dinner, Warracknabeal
- 14/09/2017 Hindmarsh St residents meeting, Dimboola
- 16/09/2017 Open weekend welcome speech and bus tour.
- 17/09/2017 Open weekend, Dimboola
- 19/09/2017 Mayor / CEO meeting, Nhill
- 20/09/2017 Briefing meeting and Council meeting, Nhill
- 21/09/2017 Wimmera River Stakeholders meeting, Dimboola
- 21/09/2017 Ellerman St Meeting, Dimboola

Cr LOWE, DEPUTY MAYOR

Attended:

- 06/09/2017 Council Briefing and Meeting, Dimboola
- 11/09/2017 Town Committee Meeting, Jeparit
- 12/09/2017 WDA, Horsham
- 16/09/2017 Migrant Open Weekend (Sat), Nhill
- 19/09/2017 On site Inspection, Amy Johnson Highway, Albacutya Bridge and Outlet Creek Bridge, Leg of Mutton Lake, with DIS, Toorak End of Shire
- 20/09/2017 Council Briefing and meeting, Nhill
- 25/09/2017 AGM, Rainbow Town Committee, Rainbow

Cr GERSCH

Attended:

- 06/09/2017 Council meeting and briefing Dimboola
- 08/09/2017 RCV board meeting

- 12/09/2017 WDA board meeting
- 12/09/2017 Karen international secretary meeting
- 17/09/2017 Nhill market day
- 20/09/2017 Council and briefing Nhill

Cr COLBERT

Attended:

- 06/09/2017 Briefing meeting, Dimboola
- 06/09/2017 Council meeting, Dimboola
- 20/09/2017 Briefing meeting, Nhill
- 20/09/2017 Council meeting, Nhill

Cr ISMAY

Attended:

- 06/09/2017 Briefing meeting, Dimboola
- 06/09/2017 Council meeting, Dimboola
- 20/09/2017 Briefing meeting, Nhill
- 20/09/2017 Council meeting, Nhill
- 21/09/2017 Yurunga AGM, Rainbow
- 25/09/2017 Rainbow Town Committee AGM and Meeting, Rainbow
- 27/09/2017 VORRA Working Group meeting, Rainbow
- 03/10/2017 Hindmarsh Landcare Network meeting, Dimboola

Cr SCHNEIDER

Attended:

- 20/09/2017 Briefing meeting, Nhill
 - 20/09/2017 Council meeting, Nhill
-

SENIOR MANAGEMENT ACTIVITIES: SEPTEMBER 2017

GREG WOOD, Chief Executive Officer:

Attended:

- 01/09/2017 Citizenship Ceremony, Nhill
- 05/09/2017 Mayor/CEO Meeting
- 05/09/2017 On site design meeting Dimboola Library
- 06/09/2017 Briefing and Council meeting, Dimboola
- 07/09/2017 Audit Committee Meeting, Nhill
- 08/09/2017 Fashion Fest, Nhill
- 12/09/2017 LGBTI Workshop Rainbow
- 12/09/2017 LGBTI Community Dinner Warracknabeal
- 14/09/2017 Wimmera Regional CEO Meeting, Horsham
- 14/09/2017 WSM Regional Partnership meeting Horsham
- 19/09/2017 Mayor/CEO Meeting Nhill
- 20/09/2017 Briefing and Council Meeting, Nhill
- 25/09/2017 Rainbow Town Committee AGM and meeting, Rainbow
- 26/09/2017 Radio interview Meals on Wheels
- 26/09/2017 Regional Partnership/DET/DHHS meeting Horsham
- 27/09/2017 Rainbow Off Road Race Volunteers, Rainbow

SHANE POWER, Director Infrastructure Services:

Attended:

- 11/09/2017 Wimmera River Advisory Group, Horsham
- 12/09/2017 LBGTI information session with Commissioner, Rainbow
- 13/09/2017 Meeting with Maritime Safety Victoria, Nhill
- 20/09/2017 Environmental Water Management Forum and Socio-Economic Study Findings, Horsham
- 21/09/2017 Wimmera River Stakeholders Advisory Group, Dimboola
- 27/09/2017 Rainbow Off Road Race Volunteers, Rainbow

ANNE CHAMPNESS, Director Corporate and Community Services:

Annual Leave

8. CORRESPONDENCE

8.1 GENERAL CORRESPONDENCE

No correspondence

9. ASSEMBLY OF COUNCILLORS

Responsible Officer: Chief Executive Officer

Attachment: 2

Introduction:

The attached Assembly of Councillors Record is presented as an attachment to the Council agenda for the information of Councillors and recorded at the Council meeting as required under s80A Local Government Act 1989.

Options:

1. That Council accept the Assembly of Councillors Record as presented.

RECOMMENDATION:

That Council accepts the Assembly of Councillors Record as presented.

MOVED: CRS. R. Ismay/T. Schneider

That Council accepts the Assembly of Councillors Record as presented.

CARRIED

Attachment: 2

Cr. R. Lowe and Cr. D. Colbert left the room at 3.20pm after declaring an indirect financial interest in item 10.1 Application for Planning Permit 1557 – 2017.

10. PLANNING PERMITS

10.1 APPLICATION FOR PLANNING PERMIT 1557-2017

Responsible Officer: Director Infrastructure Services

Assessment: 101020

Attachment: 3

Applicant: Tyson Fehring – Graincorp Pty Ltd

Owner: GrainCorp Pty Ltd

Subject Land: Lot 1 PS442525, 66 Belcher St Nhill

Proposal:

Use and development of the land (including buildings and works) in association with Rural Store – Grain Handling facility, associated native vegetation removal and signage.

Zoning & Overlays:

Farming Zone (FZ), Public Use Zone Schedule 4 – Transport, Environmental Significance Overlay Schedule 6 – Catchments of Wetlands of Conservation Value

Summary:

This application is for Use and Development of Land (including Buildings and Works) in association with Rural Store, for the construction of a grain handling facility, associated native vegetation removal and signage, including:

- ‘in-ground’ road hopper;
- grain elevator;
- two 1500 tonne silos;
- an over-road grain conveyor;
- twin 100 tonne over-rail garner bins; and
- Construction of 1600m of new railway siding and associated signal controls within the rail corridor.

Under the provisions of the Hindmarsh Planning Scheme, the proposal accords with the definition of a “Rural Store,” being:-

“Land used to store unprocessed agricultural produce, or products used in agriculture”.

The buildings and works proposed are ancillary to the use of the land for the purposes of an existing grain storage and handling facility.

Previous approved planning permits include:

- Permit No. 732/01 – 21 September 2001 – Development of Grain Storage facilities including bunkers, weighbridge, sampling stand, associated road works, drainage and retarding dam.
- Permit No. 1231/2009 – 11 November 2009 – Grain Storage increase to a total of 135,000 tonnes.

Permit 1561-2017 for a change of use and subdivision – agriculture to bulk grain handling facility has been applied for on the subject land, relating to the construction of additional bunkers.

Proposal Details:

The proposal in detail involves the construction of a drive over road hopper, bucket grain elevator, overhead grain conveyor from the existing bunker site over Belcher Street, into storage garner bins over a new railway siding. Grain would be loaded from the bins onto trains, approximately 20 times per year, depending on market and harvest conditions.

Planning Assessment:

Permit Requirement:

Use:

A planning permit is required pursuant to Clause 35.07-1 of the Farming Zone to use the land for a Rural Store. A 'Rural Store' is a Section 2 Use, if the conditions for 'Rural Store' under Section 1 Uses cannot be met.

Development:

A planning permit is required pursuant to Clause 35.07-4 for building or works associated with a use in Section 2 of Clause 35.07-1 under the provisions of the Hindmarsh Planning Scheme.

A permit is not required under the requirements of the Public Use Zone Schedule 4 – Transport, for railway purposes.

Planning Scheme Requirements

State Planning Policy Framework:

- Clause 11 – Settlement
- Clause 11.07 – Regional Victoria
- Clause 11.15 – Wimmera Southern Mallee
- Clause 13 – Environmental Risks
- Clause 17 – Economic Development
- Clause 18 - Transport
- Clause 19 - Infrastructure

Local Planning Policy Framework:

- Clause 21 – Municipal Strategic Statement
- Clause 22.01 – Western Highway

Zoning Provisions:

Clause 35.07 – Farming Zone (FZ)

Clause 36.01- Public Use Zone Schedule 4 – Transport (PUZ4)

Overlay Provisions:

Clause 42.01 - Environmental Significance Overlay Schedule 6 – Catchments of Wetlands of Conservation Value (ESO6)

Particular Provisions:

Clause 52.05 – Advertising Signs

Clause 52.10 – Uses with Adverse Amenity Potential

Clause 52.17 – Native Vegetation

General Provisions:

Clause 65 – Decision Guidelines

Clause 66 - Referral and Notice Provisions

Discussion:

The application has been assessed against the State Planning Policy Framework and the Local Planning Policy Framework, and it is considered that the proposed use is consistent with relevant policies contained within this section of the Hindmarsh Planning Scheme.

Clause 35.07 – Farming Zone states that before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate (as outlined in detail within the planning scheme):

General Issues:

- The State Planning Policy Framework and the Local Planning Policy Framework, Including the Municipal Strategic Statement and local planning policies.
- Any Regional Catchment Strategy and associated plan applying to the land.
- The capability of the land to accommodate the proposed use or development, including the disposal of effluent.
- How the use or development relates to sustainable land management.
- Whether the site is suitable for the use or development and whether the proposal is compatible with adjoining and nearby land uses.
- How the use and development makes use of existing infrastructure and services.

Agricultural issues and the impacts from non-agricultural uses:

- Whether the use or development will support and enhance agricultural production.
- Whether the use or development will adversely affect soil quality or permanently remove land from agricultural production.

The potential for the use or development to limit the operation and expansion of adjoining and nearby agricultural uses:

- The capacity of the site to sustain the agricultural use.
- The agricultural qualities of the land, such as soil quality, access to water and access to rural infrastructure.
- Any integrated land management plan prepared for the site.

The proposal also considers Environmental and Design & Siting Issues, and an assessment against these issues has revealed the proposal will not detrimentally impact upon these matters.

General Provisions – Decision Guidelines

Clause 65.01 of the Hindmarsh Planning Scheme requires that before deciding on an application or approval of a plan, the Responsible Authority must consider, as appropriate:

- The matters set out in Section 60 of the Act.
- The State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.
- The purpose of the zone, overlay or other provision.
- Any matter required to be considered in the zone, overlay or other provision.
- The orderly planning of the area.
- The effect on the amenity of the area.
- The proximity of the land to any public land.
- Factors likely to cause or contribute to land degradation, salinity or reduce water quality.
- Whether the proposed development is designed to maintain or improve the quality of storm water within and exiting the site.
- The extent and character of native vegetation and the likelihood of its destruction.
- Whether native vegetation is to be or can be protected, planted or allowed to regenerate.
- The degree of flood, erosion or fire hazard associated with the location of the land and the use, development or management of the land so as to minimise any such hazard.

The relevant matters set out in S60 of the Act are:

(1) Before deciding on an application, the responsible authority must consider—

- (a) the relevant planning scheme; and
- (b) the objectives of planning in Victoria; and
- (c) all objections and other submissions which it has received and which have not been withdrawn; and
- (d) any decision and comments of a referral authority which it has received; and
- (e) any significant effects which the responsible authority considers the use or development may have on the environment or which the responsible authority considers the environment may have on the use or development; and

(f) any significant social effects and economic effects which the responsible authority considers the use or development may have.

It is considered that this proposal will produce acceptable outcomes, having regard to the decision guidelines as listed above.

Notification & Referral of Application:

Pursuant to Sections 52 (1)(a), (b) and (d) of the Planning and Environment Act 1987 (the Act), notice of the application must be given to the community and affected authorities, unless the responsible authority is satisfied that the grant of the permit would not cause material detriment to any person .

Notification was undertaken by way of letter to adjoining landowners, placing a sign on the land, and an advertisement in the Nhill Free Press. One (1) objection was received, signed by 9 people. The submission requests conditions be applied, relating to dust, noise, times of operation (7am to 10pm), light spill, and landscaping. Conditions are to be applied to address these matters, however, applying hours of operation to such a proposal is not considered suitable, as this may impede the operation of the facility.

Notice was given to the following affected authorities:

- VicTrack /ARTC – no objection to the granting of a permit.
- Wimmera CMA - no objection to the granting of a permit.

Pursuant to Section 55 of the Planning and Environment Act 1987 (the Act), the application must be referred to stipulated authorities. This was not required (refer Clause 66 of the Planning Scheme).

Authorities:

- EPA - Approval subject to conditions;
- DELWP – Approval subject to conditions.

Strategic, Statutory and Procedural Requirements:

The proposal is consistent with the State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.

Report to Council:

The Town Planner advises that all obligations of Council (strategic, statutory and procedural) have been addressed and discharged in this planning application.

Processing Times:

The application was received on the 26 June 2017. The report is being presented to the Council meeting of 18 October 2017, giving a processing time of 115 days. The statutory processing time requirements of the Planning and Environment Act 1987 have not been satisfied, due to missed referrals.

Conflict of Interest:

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Shane Power, Director Infrastructure Services

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

Author – Andre Dalton, Coordinator Planning and Development

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

RECOMMENDATION:

That Council approves the use and development of the land (including buildings and works) in association with Rural Store – Grain Handling facility, associated native vegetation removal and signage, subject to the following conditions:

Endorsed Plans

(1) The development as shown on the endorsed plans must not be altered or modified in any way without the prior written consent of the Responsible Authority.

Landscaping

(2) Before the development starts, a landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The plan must be drawn to scale with dimensions and three copies must be provided. The landscaping plan must be generally in accordance with plans submitted except that the plan must show:

(a) Details of surface finishes of pathways and driveways;

(b) A planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, sizes at maturity, and quantities of each plant;

(c) Landscaping and planting within all open areas of the site; and

(d) Detail of site and soil preparation including mulching and maintenance.

All species selected must be to the satisfaction of the Responsible Authority.

(3) The clearing of native vegetation under this permit hereby approved must only take place in accordance with the endorsed plans (whether or not to comply with any statute, statutory rule or regulations or for any other reason) without the prior written consent of the Responsible Authority.

Amenity

(4) The use and development must be managed so that the amenity of the area is not detrimentally affected, through the:

- (a) Transport of materials, goods or commodities to or from the land;**
- (b) Appearance of any building, works or materials;**
- (c) Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;**
- (d) Presence of vermin; or**
- (e) In any other way.**

(5) The site must be kept in an ordered and tidy state and its appearance must not prejudicially affect the amenity of the area.

(6) All loading and unloading of vehicles and delivery of goods to and from the premises must occur on site.

(7) Outdoor lighting must be designed, baffled and located to prevent any adverse effect on adjoining land to the satisfaction of the Responsible Authority.

General

(8) During the construction phase of the development, the following conditions shall be met:

- (a) Only clean rainwater shall be discharged to the stormwater drainage system;**
- (b) Stormwater drainage system protection measures shall be installed as required to ensure that no solid waste, sediment, sand, soil, clay or stones from the premises, enters the stormwater drainage system;**
- (c) Vehicle borne materials shall not accumulate on the roads abutting the site;**
- (d) All machinery and equipment must be cleaned (if required) on site and not on adjacent footpaths or roads;**
- (e) All litter (including items such as cement bags, food packaging and plastic stripping) must be disposed of responsibly.**

Car Parking/Access

(9) Car parking must be provided internally within the site for maintenance vehicles.

Engineering

(10) Access to the site and ancillary road works must be constructed in accordance with the requirements of the Responsible Authority.

(11) The developer is required to treat flows from the site to eliminate contaminants entering the drainage system to the satisfaction of the Responsible Authority.

Environmental Health

(12) If the Responsible Authority is not satisfied that the approved development has mitigated unreasonable noise impacts, it may require the owner to carry out a noise assessment by an acoustic consultant by a specified date. If the assessment

shows that further specified measures are required to ensure compliance with the EPA Guideline “Noise from Industry in Regional Victoria” (October 2011), additional suitable procedures for suppression must be developed and implemented to the satisfaction of the Responsible Authority.

Department of Environment, Land, Water and Planning

(13) Native vegetation offset:

To offset the removal of a total of 0.678 hectares of native vegetation, the applicant must provide a native vegetation offset that meets the following requirements, and is in accordance with the Permitted clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual:

The general offset must:

- a) contribute gain of 0.125 general biodiversity equivalence units***
- b) be located within the Wimmera Catchment Management Authority boundary or Hindmarsh Shire municipal district***
- c) have a strategic biodiversity score of at least 0.473.***

(14) Offset evidence

Before any native vegetation is removed, evidence that an offset has been secured must be provided to the satisfaction of the Responsible Authority. This offset must meet the offset requirements set out in this permit and be in accordance with the requirements of Permitted clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual. Offset evidence can be either:

- (a) a security agreement, to the required standard, for the offset site or sites, including a 10 year offset management plan or***
- (b) a credit register extract from the Native Vegetation Credit Register.***

Time Limit

(15) The development approved by this permit will expire if one of the following circumstances applies:

- (a) The development and use is not started within two years of the date of this permit; and***
- (b) The development is not completed within four years of the date of this permit.***

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires, or:

- (a) Within six months afterwards for commencement, or***
- (b) Within twelve months afterwards for completion.***

Notes

(1) This is not a Building Permit. Please consult a Building Surveyor and ensure that a Building Permit is obtained prior to the commencement of works.

(2) Approval must be obtained from Council's Engineering Department for the construction or alteration of any vehicle crossings prior to the commencement of any works on the site.

(3) Prior to any works commencing on site, an Asset Protection Permit must be obtained from Council's Engineering Department .

(4) A copy of this permit and the endorsed plans must be provided to all builders and contractors who are to work on the site so that they are aware of the conditions to which this approval is subject.

(5) A 1% AEP flood is not the maximum possible flood. A flood larger in height and extent, than the 1% AEP flood, may occur in the future.

MOVED: CRS. R. Gersch/R. Ismay

That Council approves the use and development of the land (including buildings and works) in association with Rural Store – Grain Handling facility, associated native vegetation removal and signage, subject to the following conditions:

Endorsed Plans

(1) The development as shown on the endorsed plans must not be altered or modified in any way without the prior written consent of the Responsible Authority.

Landscaping

(2) Before the development starts, a landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The plan must be drawn to scale with dimensions and three copies must be provided. The landscaping plan must be generally in accordance with plans submitted except that the plan must show:

- (a) Details of surface finishes of pathways and driveways;**
- (b) A planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, sizes at maturity, and quantities of each plant;**
- (c) Landscaping and planting within all open areas of the site; and**
- (d) Detail of site and soil preparation including mulching and maintenance.**

All species selected must be to the satisfaction of the Responsible Authority.

(3) The clearing of native vegetation under this permit hereby approved must only take place in accordance with the endorsed plans (whether or not to comply with

any statute, statutory rule or regulations or for any other reason) without the prior written consent of the Responsible Authority.

Amenity

(4) The use and development must be managed so that the amenity of the area is not detrimentally affected, through the:

- (a) Transport of materials, goods or commodities to or from the land;**
- (b) Appearance of any building, works or materials;**
- (c) Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil;**
- (d) Presence of vermin; or**
- (e) In any other way.**

(5) The site must be kept in an ordered and tidy state and its appearance must not prejudicially affect the amenity of the area.

(6) All loading and unloading of vehicles and delivery of goods to and from the premises must occur on site.

(7) Outdoor lighting must be designed, baffled and located to prevent any adverse effect on adjoining land to the satisfaction of the Responsible Authority.

General

(8) During the construction phase of the development, the following conditions shall be met:

- (a) Only clean rainwater shall be discharged to the stormwater drainage system;**
- (b) Stormwater drainage system protection measures shall be installed as required to ensure that no solid waste, sediment, sand, soil, clay or stones from the premises, enters the stormwater drainage system;**
- (c) Vehicle borne materials shall not accumulate on the roads abutting the site;**
- (d) All machinery and equipment must be cleaned (if required) on site and not on adjacent footpaths or roads;**
- (e) All litter (including items such as cement bags, food packaging and plastic stripping) must be disposed of responsibly.**

Car Parking/Access

(9) Car parking must be provided internally within the site for maintenance vehicles.

Engineering

(10) Access to the site and ancillary road works must be constructed in accordance with the requirements of the Responsible Authority.

(11) The developer is required to treat flows from the site to eliminate contaminants entering the drainage system to the satisfaction of the Responsible Authority.

Environmental Health

(12) If the Responsible Authority is not satisfied that the approved development has mitigated unreasonable noise impacts, it may require the owner to carry out a noise assessment by an acoustic consultant by a specified date. If the assessment shows that further specified measures are required to ensure compliance with the EPA Guideline “Noise from Industry in Regional Victoria” (October 2011), additional suitable procedures for suppression must be developed and implemented to the satisfaction of the Responsible Authority.

Department of Environment, Land, Water and Planning

(13) Native vegetation offset:

To offset the removal of a total of 0.678 hectares of native vegetation, the applicant must provide a native vegetation offset that meets the following requirements, and is in accordance with the Permitted clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual:

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- c) have a strategic biodiversity score of at least 0.473.**

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Before any native vegetation is removed, evidence that an offset has been secured must be provided to the satisfaction of the Responsible Authority. This offset must meet the offset requirements set out in this permit and be in accordance with the requirements of Permitted clearing of native vegetation – Biodiversity assessment guidelines and the Native vegetation gain scoring manual. Offset evidence can be either:

- (a) a security agreement, to the required standard, for the offset site or sites, including a 10 year offset management plan or**
- (b) a credit register extract from the Native Vegetation Credit Register.**

Time Limit

(15) The development approved by this permit will expire if one of the following circumstances applies:

- (a) The development and use is not started within two years of the date of this permit; and**
- (b) The development is not completed within four years of the date of this permit.**

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires, or:

- (a) Within six months afterwards for commencement, or***
- (b) Within twelve months afterwards for completion.***

Notes

(1) This is not a Building Permit. Please consult a Building Surveyor and ensure that a Building Permit is obtained prior to the commencement of works.

(2) Approval must be obtained from Council's Engineering Department for the construction or alteration of any vehicle crossings prior to the commencement of any works on the site.

(3) Prior to any works commencing on site, an Asset Protection Permit must be obtained from Council's Engineering Department .

(4) A copy of this permit and the endorsed plans must be provided to all builders and contractors who are to work on the site so that they are aware of the conditions to which this approval is subject.

(5) A 1% AEP flood is not the maximum possible flood. A flood larger in height and extent, than the 1% AEP flood, may occur in the future.

(6) That Council notes that this report is being presented to the Council Meeting on 25 October 2017, giving a processing time of 122 days.

(7) That Council notes this is an application for planning permit 1557 – 2017, not 1577 – 2017.

CARRIED

Attachment: 3

Cr. R. Lowe and Cr. D. Colbert returned to the room at 3.27pm.

11. REPORTS REQUIRING A DECISION

11.1 KAREN COMMUNITY PLAN 2017-2021

Responsible Officer: Director Corporate and Community Services

Attachment Number: 4

Introduction:

This report seeks Council's adoption of the Karen Community Plan 2017-2021.

Following endorsement at the 6 September 2017 Council Meeting, the draft plan was released and open for public comment from 8 September – 2 October 2017.

No formal responses were received from the general community.

Discussion:

The first Karen Community Plan was established in 2014 to reaffirm Council's commitment to assisting the Karen community's transition from life in refugee camps in Burma to making their home in Nhill.

It identified key areas of improvement, change and growth and focused on three key themes:

1. Access – Empowering new migrants by providing support and linking them with the services they need to settle into and integrate with the community.
2. Involvement – Increasing social cohesion by celebrating Karen culture and the diversity of our community by actively breaking down language barriers and encouraging the exchange of ideas, and
3. Consultation – Engaging the community and encouraging leadership with an open consultation process between Council and the community.

The 2014 Karen Community Plan was adopted by Council on 17 September 2014 and launched later the same day at a ceremony featuring traditional Karen dance, music, food and a citizenship ceremony.

An action plan was established under each of the above themes and work to achieve the objectives has been ongoing.

A review and update of the 2014 Karen Community Plan was included in the Migrant Employment Coordinator work plan funded through the Capacity Building and Participation Program.

The Nhill Settlement and Advisory Committee has assisted Council in the review of the 2014 Karen Community Plan and has provided significant input into the development of the Karen Community Plan 2017-2021 and the Action Plan that forms part of the

strategic document.

The Action Plan includes a range of objectives in four strategic key result areas:

1. Lifestyle
2. Education, Enterprise and Employment
3. Increased Leadership
4. Services and Support

The Nhill Settlement and Advisory Committee include representatives from:

- Luv-a-Duck
- Nhill College
- Nhill Karen Community Organisation
- Nhill Learning Centre
- Nhill Lutheran School
- St Patrick's Primary School
- West Wimmera Health Service
- Wimmera Uniting Care
- Wimmera Development Association
- Wimmera Primary Care Partnership, and
- John and Marg Millington

The Karen Community Plan 2017-2021 provides an update on data and statistics of the Karen community in Nhill and Hindmarsh Shire and outlines achievements from the 2014 Plan.

It outlines the consultation process in establishing the 2017-2021 Plan, provides community profiles and details an extensive Karen Community Action Plan.

Feedback on the Plan from external stakeholders has been positive and although no specific alterations or amendments have been submitted from the general community a number of amendments has been made in relation to formatting and inclusion of data.

Once adopted, the Karen Community Plan 2017-2021 will be printed professionally in preparation for its official launch in November (date to be finalised).

Options:

Council can choose to adopt the Karen Community Plan 2017-2021 either fully, partially or with amendments.

Link to Council Plan:

- | | |
|-------------------------|--|
| Strategic Objective 1.1 | An actively engaged community |
| Strategic Objective 1.2 | A range of effective and accessible services to support the health and wellbeing of our community |
| Strategic Objective 1.3 | A community that is physically active with access to a wide range of leisure, sporting and recreation facilities |

- Strategic Objective 2.1 Well-maintained physical assets and infrastructure to meet community and organisational needs
- Strategic Objective 3.1 A strong rural economy and thriving towns

Financial Implications:

The preparation and printing of the Karen Community Plan has been funded in the 2016/2017 and 2017/2018 budgets as part of the Karen Community Capacity Building Project and the Karen Settlement Building Project.

Risk Management Implications:

No risk management implications arise.

Conflict of Interest:

Under section 80C of the LGA officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible: Anne Champness, Director Corporate and Community Services

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

Authors: Maggie Bridgewater, Migrant Employment Coordinator and Phil King, Economic and Community Development Manager.

In providing this advice as the Authors, we have no disclosable interests in this report.

Communications Strategy:

The Karen Community Plan 2017-2021 will be made available to key stakeholders and the wider community following Councils adoption.

The availability of the adopted strategy will be promoted with a media release, on Councils website and Facebook page with hard copies available at each Customer Service Centre. The launch of the Karen Plan will be promoted through local media outlets in the lead up to and post-event.

RECOMMENDATION:

That Council:

- 1. Adopts and releases the Karen Community Plan 2017-2021.***

MOVED: CRS. T. Schneider/R. Lowe

That Council adopts and releases the Karen Community Plan 2017-2021.

CARRIED

Attachment: 4

11.2 REVIEW OF SECTION 86 SPECIAL COMMITTEES

Responsible Officer: Greg Wood, Chief Executive Officer

Attachment Number: 5 & 6

Introduction:

The *Local Government Act 1989 (Act)* requires Council, within 12 months of a general election, to review all delegations to special committees (section 86) and review all exemptions provided to special committee members, who are not councillors, from the requirement to submit a primary return or ordinary return (section 81(2B)).

Discussion:

A review of section 86 special committees provides an opportunity for Council to consider what decisions may be made in its name and who may make them, and to assess the ongoing need for current special committees. A review is also an opportunity for Council to ensure the Instruments of Delegation to special committees remain current and reflect best-practice drafting style.

A desktop review has been undertaken on the eighteen current section 86 special committees. The review considered whether all committees continued to serve a necessary purpose, the appropriateness of the powers, functions and duties delegated, and the drafting style of the current Instruments of Delegation.

Ongoing need for current Special Committees

In considering whether all committees continued to perform a necessary purpose, the desktop review evaluated the level of activity of each committee and the value of the activities they undertake on behalf of Council.

The review identified three special committees that have ceased operating or the activities are no longer required. It is recommended to Council that the Instruments of Delegation be revoked for—

- Planning Committee — the activities have been absorbed by Council
- Nhill Integrated Early Years Centre Fundraising Committee— the intended fundraising has been completed
- Dimboola Sports Stadium Committee—the activities are to be taken over by Council

The remaining fifteen special committees were deemed to still perform a necessary purpose. The review considered possible alternative structures for all special committees, such as incorporation, and it was determined that at this time, all fifteen section 86 special committees should continue as special committees. Those committees are—

- Nhill Town Committee
- Dimboola Town Committee
- Jeparit Town Committee

- Rainbow Town Committee
- Wimmera Mallee Pioneer Museum Committee
- Yurunga Homestead Committee
- Antwerp Hall Committee
- Diapur Hall Committee
- Gerang Hall Committee
- Jeparit Memorial Hall Committee
- Lorquon Memorial Hall Committee
- Yanac Hall and Recreation Reserve Committee
- Rainbow Civic Centre Committee
- Rainbow Recreation Reserve Committee
- Nhill Sun Moth Reserve Committee of Management

It should be noted that expected changes to the Act in 2018 will likely change the classification of certain committees. When the Act changes are confirmed subsequent changes to special committees will be need to be considered by Council.

Instruments of Delegation

Section 86(3) of the Act provides that delegations to a special committee are to be via an Instrument of Delegation. An Instrument of Delegation is a written instrument that formally delegates powers, duties and functions to a special committee and may include limitations and conditions on the exercise of the delegated powers, duties and functions. Following a desktop review of the current Instruments of Delegation, it is recommended that Council re-establish the fifteen section 86 special committees under new Instruments of Delegation that are clearer and reflect modern drafting styles. The new instruments **do not** in any way alter the current operations of the committee; the delegated powers, duties and functions remain unaffected.

It is recommended Council re-establish, under new Instruments of Delegation, the above fifteen special committees. The new Instruments of Delegation are **Attachment 5**.

Section 86 Special Committee Handbook

It is recommended Council approve the 'Section 86 Special Committee Handbook' (**Attachment 6**) as a resource for all special committees. The Handbook provides plain-English administrative and procedural guidance on issues such as the election of office bearers, conduct of meetings and reporting to Council. The Handbook also includes a set of best-practice guidelines that recommend ideal procedural and administrative practices. An older version of the Handbook has previously been provided to some special committees and feedback suggests it has been a useful tool.

Exemptions from providing returns of interest

Section 81(2B) of the Act requires Council to review all exemptions provided to a special committee member, who is not a councillor, from the requirement to submit a primary return or ordinary return. All members of special committees must submit returns of interest unless exempted by Council. Council can exempt members who are not

councillors from the requirement. As part of the re-establishment of the special committees under new Instruments of Delegation, it is recommended Council provide an exemption to all members of special committees, who are not councillors, from the requirement to submit returns of interest.

Options:

- Council can choose to re-establish some or none of the current section 86 special committees under new Instruments of Delegation
- Council can choose to revoke some of the current section 86 special committees
- Council can approve, reject, or approve subject to amendment, the Section 86 Special Committee Handbook
- Council can provide or not provide an exemption to members of each special committee, who are not councilors, from the requirement to submit a primary return or ordinary return

Link to Council Plan:

4.6 An organisation that takes its risk management responsibilities seriously

Financial Implications:

No financial implications arise.

Risk Management Implications:

No risk management implications arise.

Conflict of Interest:

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

Officer Responsible— Greg Wood, Chief Executive Officer

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

Author—Alicia Stewart, Governance Advisor

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

Communications Strategy:

Subject to Council approval of the new Instruments of Delegation and Handbook, copies will be provided to each special committee.

RECOMMENDATION:

- 1) ***In exercise of the powers conferred by sections 86 and 87 of the Local Government Act 1989, Council resolves that—***
 - (A) ***Nhill Town Committee***

1. *From the date of this resolution there be established as a special committee Nhill Town Committee.*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*
 - Brian McGennicken*
 - Helen Ross*
 - Lyn Schoolderman*
 - Kaye Frost*
 - Dave Borain*
 - Pauline McCracken*
4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Brian McGennicken.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to Nhill Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Nhill Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Nhill community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(B) Dimboola Town Committee

- 1. From the date of this resolution there be established as a special committee Dimboola Town Committee.**
- 2. The purposes of the Committee are those set out in the schedule to this resolution.**
- 3. The members of the Committee are:**
 - 3.1. one councilor nominated by Council;**
 - 3.2. members of the community appointed by Council:**
 - Bruce Donnelly**
 - Phil Colquhoun**
 - Jo Donnelly**
 - Amanda Ingeme**
 - Kaylene Pietsch**
 - Chris Johnson**
 - Jan Ballard**
 - Ron Donaldson**
 - Cadence Smith**
 - Rhonda Huf**
 - Debra Nelson**
 - Bill Eldridge**
 - Emma Clark**
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
- 6. The Chairperson of the Committee is Bruce Donnelly**
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
- 8. All members of the Committee have voting rights on the Committee**
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
- 10. The Instrument:**
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. Remains in force until Council determines to vary or revoke it**
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Dimboola Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**
- 13. The Instrument be sealed.**

SCHEDULE

Dimboola Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Dimboola community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(C) Jeparit Town Committee

- 1. From the date of this resolution there be established as a special committee Jeparit Town Committee.**
- 2. The purposes of the Committee are those set out in the schedule to this resolution.**
- 3. The members of the Committee are:**
 - 3.1. one councilor nominated by Council;**
 - 3.2. members of the community appointed by Council:**
 - Jason Hutson**
 - Brett Ireland**
 - Rohan Viljoen**
 - Teresa Smith**
 - Cheryl Quinn**
 - Wendy Werner**
 - Graham Blair**
 - Gary Rand**
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
- 6. The Chairperson of the Committee is Jason Hutson.**
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
- 8. All members of the Committee have voting rights on the Committee**
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
- 10. The Instrument:**
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. Remains in force until Council determines to vary or revoke it**
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Jeparit Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**

12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Jeparit Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Jeparit community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(D) Rainbow Town Committee

1. *From the date of this resolution there be established as a special committee Rainbow Town Committee.*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*
 - Ross Heinrich*
 - Bill Hutson*
 - Adrian Bennett*
 - Peta Bennett*
 - Leonie Clarke*
 - Greg Roberts*
 - Ben Gosling*
 - Michael Sullivan*
 - Phil Molesworth*
 - Dianne Dickson*
 - Julie McLean*
 - Leanne Cox*
4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Ross Heinrich.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*

9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to Rainbow Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Rainbow Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Rainbow community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(E) Wimmera Mallee Pioneer Museum Committee

1. *From the date of this resolution there be established as a special committee Wimmera Mallee Pioneer Museum Committee.*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*
 - Peter Pumpa*
 - Aaron McLean*
 - Barbara Hunter*
 - Trevor Chilton*
 - Tige Mannington*
 - Maryanne Paech*
 - Will Chilton*
 - Sharon Reilly*
 - Jimmy Gawith*
 - June Gawith*
 - Ian McLean*
 - Rohan Viljoen*
 - Frances Bakker*

*Harry Bakker
Wendy Werner
John Schmidt*

4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Peter Pumpa.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to committee Wimmera Mallee Pioneer Museum Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Wimmera Mallee Pioneer Museum Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the Wimmera Mallee Pioneer Museum.

Reporting Requirement

The Committee must report to Council annually.

(F) Yurunga Homestead Committee

1. *From the date of this resolution there be established as a special committee Yurunga Homestead Committee.*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*

*Jennifer Solly
Dawn Saul*

Graham Nuske
Helen Fisher
Kaylene Fisher
Jan Edelsten
Lynne Gould

4. **The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
5. **The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
6. **The Chairperson of the Committee is Jennifer Solly.**
7. **A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
8. **All members of the Committee have voting rights on the Committee.**
9. **There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
10. **The Instrument:**
 - 10.1. **Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. **Remains in force until Council determines to vary or revoke it**
11. **All previous instruments of delegation that delegate any powers, duties and functions to Yurunga Homestead Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**
12. **The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**
13. **The Instrument be sealed.**

SCHEDULE

Yurunga Homestead Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the management of the Yurunga Homestead.

Reporting Requirement

The Committee must report to Council annually.

(G) Antwerp Hall Committee

1. **From the date of this resolution there be established as a special committee Antwerp Hall Committee.**
2. **The purposes of the Committee are those set out in the schedule to this resolution.**
3. **The members of the Committee are:**
 - 3.1. **members of the community appointed by Council:**
Graeme Bond

*Diane Bond
Neville Hornby
Jo Hornby
Denis Albrecht
Colin Jenz
Anne Jenz
Roger Perkins
Michael King
Ivan Pollack
Heather Jorgensen
David Myer
Terry Eastwell*

4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee Graeme Bond.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee.*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to Antwerp Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Antwerp Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Antwerp and district

Reporting Requirement

The Committee must report to Council annually.

(H) Diapur Hall Committee

1. ***From the date of this resolution there be established as a special committee Diapur Hall Committee.***
2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***members of the community appointed by Council:***
 - Peter Duperouzel***
 - Dean Honeyman***
 - Julie Duperouzel***
 - Graeme Jago***
 - Alan McDonald***
 - Andrew Cook***
 - Des Smith***
 - Colleen Smith***
 - Steven Alexander***
 - Trish Alexander***
 - Max Cook***
 - Alf Cook***
4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Peter Duperouzel***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee.***
9. ***There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
10. ***The Instrument:***
 - 10.1. ***Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. ***Remains in force until Council determines to vary or revoke it***
11. ***All previous instruments of delegation that delegate any powers, duties and functions to Diapur Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
12. ***The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
13. ***The Instrument be sealed.***

SCHEDULE

Diapur Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Diapur and district

Reporting Requirement

The Committee must report to Council annually.

(I) Gerang Hall Committee

- 1. From the date of this resolution there be established as a special committee Gerang Hall Committee.**
- 2. The purposes of the Committee are those set out in the schedule to this resolution.**
- 3. The members of the Committee are:**
 - 3.1. members of the community appointed by Council:**
 - Susan Menzel**
 - Shirley Avery**
 - Donna Krelle**
 - Rosie Clark**
 - Kaylene Schultz**
 - Jemma Schultz**
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
- 6. The Chairperson of the Committee is Susan Menzel.**
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
- 8. All members of the Committee have voting rights on the Committee.**
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
- 10. The Instrument:**
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. Remains in force until Council determines to vary or revoke it**
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Gerang Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**
- 13. The Instrument be sealed.**

SCHEDULE

Gerang Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Gerang and district.

Reporting Requirement

The Committee must report to Council annually.

(J) Jeparit Memorial Hall Committee

- 1. From the date of this resolution there be established as a special committee Jeparit Memorial Hall Committee***
- 2. The purposes of the Committee are those set out in the schedule to this resolution.***
- 3. The members of the Committee are:***
 - 3.1. members of the community appointed by Council:***
 - Amanda King***
 - Debra Schumann***
 - Ebony Spokes***
 - Maxine Spokes***
 - Sheryl McKenzie***
 - Alicia Rosewall***
 - Mel Wagner***
 - Tony Foky***
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
- 6. The Chairperson of the Committee is Amanda King.***
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
- 8. All members of the Committee have voting rights on the Committee.***
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
- 10. The Instrument:***
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. Remains in force until Council determines to vary or revoke it***
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Jeparit Memorial Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
- 13. The Instrument be sealed.***

SCHEDULE

Jeparit Memorial Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Jeparit and

district.

Reporting Requirement

The Committee must report to Council annually.

(K) Lorquon Memorial Hall Committee

- 1. From the date of this resolution there be established as a special committee Lorquon Memorial Hall Committee***
- 2. The purposes of the Committee are those set out in the schedule to this resolution.***
- 3. The members of the Committee are:***
 - 3.1. members of the community appointed by Council:***
 - Bryce Darrington***
 - Ron Lowe***
 - Paul Drendle***
 - Kath Dodds***
 - Michael Koop***
 - Coralie Koop***
 - Anne Schnaars***
 - Chris Schneider***
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
- 6. The Chairperson of the Committee is Bryce Darrington***
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
- 8. All members of the Committee have voting rights on the Committee***
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
- 10. The Instrument:***
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. Remains in force until Council determines to vary or revoke it***
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Lorquon Memorial Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
- 13. The Instrument be sealed.***

SCHEDULE

Lorquon Memorial Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Lorquon and district.

Reporting Requirement

The Committee must report to Council annually.

(L) Yanac Hall and Recreation Reserve Committee

- 1. From the date of this resolution there be established as a special committee Yanac Hall and Recreation Reserve Committee**
- 2. The purposes of the Committee are those set out in the schedule to this resolution.**
- 3. The members of the Committee are:**
 - 3.1. one councilor nominated by Council;**
 - 3.2. members of the community appointed by Council:**
 - John Dart**
 - Susanne Beattie**
 - Jenny Smith**
 - Jay Fischer**
 - Jim Fischer**
 - Bruce Beattie**
 - Craig Smith**
 - Terry Miller**
 - Michelle Dickinson**
 - Shaun Alexander**
 - Erin Alexander**
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
- 6. The Chairperson of the Committee is John Dart**
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
- 8. All members of the Committee have voting rights on the Committee**
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
- 10. The Instrument:**
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. Remains in force until Council determines to vary or revoke it**
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Yanac Hall and Recreation Reserve Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**

12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Yanac Hall and Recreation Reserve Committee

Purpose

To provide a public hall and recreation reserve for the use and benefit of the citizens of Yanac and district.

Reporting Requirement

The Committee must report to Council annually.

(M) Rainbow Civic Centre Committee

1. *From the date of this resolution there be established as a special committee Rainbow Civic Centre Committee.*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*
 - Bill Hutson*
 - Shirley Petschel*
 - Ross Heinrich*
 - Graham Petschel*
 - Kate Hutson*
 - Ann Frazer*
 - Mike Sullivan*
 - Rob Koning*
4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Bill Hutson.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*

11. *All previous instruments of delegation that delegate any powers, duties and functions to Rainbow Civic Centre Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Rainbow Civic Centre Committee

Purpose

To promote, develop and maintain the Rainbow Civic Centre for the benefit of the community.

Reporting Requirement

The Committee must report to Council annually.

(N) Rainbow Recreation Reserve Committee

1. *From the date of this resolution there be established as a special committee Rainbow Recreation Reserve Committee*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*
 - Mick Parry*
 - Graham Nuske*
 - Lynne McKenzie*
 - Colleen Petschel*
 - Jacinta Cocks*
 - Norelle Eckermann*
 - Sharyn Gelligen*
4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Mick Parry.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*

- 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
- 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to Rainbow Recreation Reserve Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Rainbow Recreation Reserve Committee

Purpose

To provide a recreation reserve facilities (including the pavilion, netball courts, tennis courts, gymnasium and all other buildings) and the recreation reserve for the use and benefit of the citizens of Rainbow and district.

Reporting Requirement

The Committee must report to Council annually.

(O) Nhill Sun Moth Reserve Committee of Management

1. ***From the date of this resolution there be established as a special committee Nhill Sun Moth Reserve Committee of Management***
2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***members of the community appointed by Council:***
 - Fabian Douglas***
 - Daryll Argall***
 - Clive Crouch***
 - Mary Argall***
 - John Douglas***
 - Bianca Gold***
 - Kent Goldsworthy***
4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Fabian Douglas***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee***

9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to Nhill Sun Moth Reserve Committee of Management are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Nhill Sun Moth Reserve Committee of Management

Purpose

*To co-ordinate, manage, develop, maintain and promote the area known as the Nhill Sun Moth Reserve, for the conservation of rare, threatened and endangered species of flora and fauna found there and, in particular, the nationally endangered Golden and Pale Sun Moths (*Synemon plana* and *S. selene*).*

Reporting Requirement

The Committee must report to Council annually.

- 2) *In exercise of the powers conferred by sections 86 and 87 of the Local Government Act 1989, Council resolve that the following special committees are revoked—*
 - a. *Planning Committee*
 - b. *Nhill Integrated Early Years Centre Fundraising Committee*
 - c. *Dimboola Sports Stadium Committee*
- 3) *That Council approve the 'Section 86 Special Committees Handbook' to be used as a resource by special committees.*

MOVED: CRS. R. Gersch/T. Schneider

- 1) *In exercise of the powers conferred by sections 86 and 87 of the Local Government Act 1989, Council resolves that—*
 - (A) *Nhill Town Committee*
 1. *From the date of this resolution there be established as a special committee Nhill Town Committee.*
 2. *The purposes of the Committee are those set out in the schedule to this resolution.*
 3. *The members of the Committee are:*

- 3.1. *one councilor nominated by Council;*
- 3.2. *members of the community appointed by Council:*
 - Brian McGenniken*
 - Helen Ross*
 - Lyn Schoolderman*
 - Kaye Frost*
 - Dave Borain*
 - Pauline McCracken*

4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Brian McGenniken.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to Nhill Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Nhill Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Nhill community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(B) Dimboola Town Committee

1. *From the date of this resolution there be established as a special committee Dimboola Town Committee.*

2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***one councilor nominated by Council;***
 - 3.2. ***members of the community appointed by Council:***
 - Bruce Donnelly***
 - Phil Colquhoun***
 - Jo Donnelly***
 - Amanda Ingeme***
 - Kaylene Pietsch***
 - Chris Johnson***
 - Jan Ballard***
 - Ron Donaldson***
 - Cadence Smith***
 - Rhonda Huf***
 - Debra Nelson***
 - Bill Eldridge***
 - Emma Clark***
4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Bruce Donnelly***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee***
9. ***There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
10. ***The Instrument:***
 - 10.1. ***Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. ***Remains in force until Council determines to vary or revoke it***
11. ***All previous instruments of delegation that delegate any powers, duties and functions to Dimboola Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
12. ***The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
13. ***The Instrument be sealed.***

SCHEDULE

Dimboola Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Dimboola community,

identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(C) Jeparit Town Committee

- 1. From the date of this resolution there be established as a special committee Jeparit Town Committee.***
- 2. The purposes of the Committee are those set out in the schedule to this resolution.***
- 3. The members of the Committee are:***
 - 3.1. one councilor nominated by Council;***
 - 3.2. members of the community appointed by Council:***
 - Jason Hutson***
 - Brett Ireland***
 - Rohan Viljoen***
 - Teresa Smith***
 - Cheryl Quinn***
 - Wendy Werner***
 - Graham Blair***
 - Gary Rand***
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
- 6. The Chairperson of the Committee is Jason Hutson.***
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
- 8. All members of the Committee have voting rights on the Committee***
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
- 10. The Instrument:***
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. Remains in force until Council determines to vary or revoke it***
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Jeparit Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
- 13. The Instrument be sealed.***

SCHEDULE

Jeparit Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Jeparit community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(D) Rainbow Town Committee

- 1. From the date of this resolution there be established as a special committee Rainbow Town Committee.***
- 2. The purposes of the Committee are those set out in the schedule to this resolution.***
- 3. The members of the Committee are:***
 - 3.1. one councilor nominated by Council;***
 - 3.2. members of the community appointed by Council:***
 - Ross Heinrich***
 - Bill Hutson***
 - Adrian Bennett***
 - Peta Bennett***
 - Leonie Clarke***
 - Greg Roberts***
 - Ben Gosling***
 - Michael Sullivan***
 - Phil Molesworth***
 - Dianne Dickson***
 - Julie McLean***
 - Leanne Cox***
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
- 6. The Chairperson of the Committee is Ross Heinrich.***
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
- 8. All members of the Committee have voting rights on the Committee***
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
- 10. The Instrument:***
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument***

- 10.2. Remains in force until Council determines to vary or revoke it**
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Rainbow Town Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**
- 13. The Instrument be sealed.**

SCHEDULE

Rainbow Town Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the representation of the diverse members of the Rainbow community, identification of community needs and interests, and advocacy on behalf of the community.

Reporting Requirement

The Committee must report to Council annually.

(E) Wimmera Mallee Pioneer Museum Committee

- 1. From the date of this resolution there be established as a special committee Wimmera Mallee Pioneer Museum Committee.**
- 2. The purposes of the Committee are those set out in the schedule to this resolution.**
- 3. The members of the Committee are:**
- 3.1. one councilor nominated by Council;**
- 3.2. members of the community appointed by Council:**
- Peter Pumpa**
Aaron McLean
Barbara Hunter
Trevor Chilton
Tige Mannington
Maryanne Paech
Will Chilton
Sharon Reilly
Jimmy Gawith
June Gawith
Ian McLean
Rohan Viljoen
Frances Bakker
Harry Bakker
Wendy Werner
John Schmidt
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.**

5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
6. *The Chairperson of the Committee is Peter Pumpa.*
7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
8. *All members of the Committee have voting rights on the Committee*
9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
10. *The Instrument:*
 - 10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. *Remains in force until Council determines to vary or revoke it*
11. *All previous instruments of delegation that delegate any powers, duties and functions to committee Wimmera Mallee Pioneer Museum Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Wimmera Mallee Pioneer Museum Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the Wimmera Mallee Pioneer Museum.

Reporting Requirement

The Committee must report to Council annually.

(F) Yurunga Homestead Committee

1. *From the date of this resolution there be established as a special committee Yurunga Homestead Committee.*
2. *The purposes of the Committee are those set out in the schedule to this resolution.*
3. *The members of the Committee are:*
 - 3.1. *one councilor nominated by Council;*
 - 3.2. *members of the community appointed by Council:*
 - Jennifer Solly*
 - Dawn Saul*
 - Graham Nuske*
 - Helen Fisher*
 - Kaylene Fisher*
 - Jan Edelsten*
 - Lynne Gould*

4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Jennifer Solly.***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee.***
9. ***There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
10. ***The Instrument:***
 - 10.1. ***Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. ***Remains in force until Council determines to vary or revoke it***
11. ***All previous instruments of delegation that delegate any powers, duties and functions to Yurunga Homestead Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
12. ***The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
13. ***The Instrument be sealed.***

SCHEDULE

Yurunga Homestead Committee

Purpose

To exercise Council's functions and powers and to perform Council's duties in relation to the management of the Yurunga Homestead.

Reporting Requirement

The Committee must report to Council annually.

(G) Antwerp Hall Committee

1. ***From the date of this resolution there be established as a special committee Antwerp Hall Committee.***
2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***members of the community appointed by Council:***
 - Graeme Bond***
 - Diane Bond***
 - Neville Hornby***
 - Jo Hornby***
 - Denis Albrecht***
 - Colin Jenz***

Anne Jenz
Roger Perkins
Michael King
Ivan Pollack
Heather Jorgensen
David Myer
Terry Eastwell

4. **The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
5. **The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
6. **The Chairperson of the Committee Graeme Bond.**
7. **A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
8. **All members of the Committee have voting rights on the Committee.**
9. **There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
10. **The Instrument:**
 - 10.1. **Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. **Remains in force until Council determines to vary or revoke it**
11. **All previous instruments of delegation that delegate any powers, duties and functions to Antwerp Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**
12. **The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**
13. **The Instrument be sealed.**

SCHEDULE

Antwerp Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Antwerp and district

Reporting Requirement

The Committee must report to Council annually.

(H) Diapur Hall Committee

1. **From the date of this resolution there be established as a special committee Diapur Hall Committee.**
2. **The purposes of the Committee are those set out in the schedule to this resolution.**
3. **The members of the Committee are:**
 - 3.1. **members of the community appointed by Council:**

*Peter Duperouzel
Dean Honeyman
Julie Duperouzel
Graeme Jago
Alan McDonald
Andrew Cook
Des Smith
Colleen Smith
Steven Alexander
Trish Alexander
Max Cook
Alf Cook*

- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.*
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*
- 6. The Chairperson of the Committee is Peter Duperouzel*
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*
- 8. All members of the Committee have voting rights on the Committee.*
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*
- 10. The Instrument:*
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument*
 - 10.2. Remains in force until Council determines to vary or revoke it*
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Diapur Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.*
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
- 13. The Instrument be sealed.*

SCHEDULE

Diapur Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Diapur and district

Reporting Requirement

The Committee must report to Council annually.

(I) Gerang Hall Committee

- 1. From the date of this resolution there be established as a special committee Gerang Hall Committee.*

2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***members of the community appointed by Council:***
 - Susan Menzel***
 - Shirley Avery***
 - Donna Krelle***
 - Rosie Clark***
 - Kaylene Schultz***
 - Jemma Schultz***
4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Susan Menzel.***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee.***
9. ***There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
10. ***The Instrument:***
 - 10.1. ***Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. ***Remains in force until Council determines to vary or revoke it***
11. ***All previous instruments of delegation that delegate any powers, duties and functions to Gerang Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
12. ***The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
13. ***The Instrument be sealed.***

SCHEDULE

Gerang Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Gerang and district.

Reporting Requirement

The Committee must report to Council annually.

(J) Jeparit Memorial Hall Committee

1. ***From the date of this resolution there be established as a special committee Jeparit Memorial Hall Committee***

2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***members of the community appointed by Council:***
 - Amanda King***
 - Debra Schumann***
 - Ebony Spokes***
 - Maxine Spokes***
 - Sheryl McKenzie***
 - Alicia Rosewall***
 - Mel Wagner***
 - Tony Foky***
4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Amanda King.***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee.***
9. ***There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
10. ***The Instrument:***
 - 10.1. ***Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. ***Remains in force until Council determines to vary or revoke it***
11. ***All previous instruments of delegation that delegate any powers, duties and functions to Jeparit Memorial Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
12. ***The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
13. ***The Instrument be sealed.***

SCHEDULE

Jeparit Memorial Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Jeparit and district.

Reporting Requirement

The Committee must report to Council annually.

(K) Lorquon Memorial Hall Committee

1. ***From the date of this resolution there be established as a special committee Lorquon Memorial Hall Committee***
2. ***The purposes of the Committee are those set out in the schedule to this resolution.***
3. ***The members of the Committee are:***
 - 3.1. ***members of the community appointed by Council:***
 - Bryce Darrington***
 - Ron Lowe***
 - Paul Drendle***
 - Kath Dodds***
 - Michael Koop***
 - Coralie Koop***
 - Anne Schnaars***
 - Chris Schneider***
4. ***The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
5. ***The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
6. ***The Chairperson of the Committee is Bryce Darrington***
7. ***A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
8. ***All members of the Committee have voting rights on the Committee***
9. ***There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
10. ***The Instrument:***
 - 10.1. ***Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. ***Remains in force until Council determines to vary or revoke it***
11. ***All previous instruments of delegation that delegate any powers, duties and functions to Lorquon Memorial Hall Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
12. ***The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
13. ***The Instrument be sealed.***

SCHEDULE

Lorquon Memorial Hall Committee

Purpose

To provide a public hall facility for the use and benefit of the citizens of Lorquon and district.

Reporting Requirement

The Committee must report to Council annually.

- (L) Yanac Hall and Recreation Reserve Committee**
- 1. From the date of this resolution there be established as a special committee Yanac Hall and Recreation Reserve Committee**
 - 2. The purposes of the Committee are those set out in the schedule to this resolution.**
 - 3. The members of the Committee are:**
 - 3.1. one councilor nominated by Council;**
 - 3.2. members of the community appointed by Council:**
 - John Dart**
 - Susanne Beattie**
 - Jenny Smith**
 - Jay Fischer**
 - Jim Fischer**
 - Bruce Beattie**
 - Craig Smith**
 - Terry Miller**
 - Michelle Dickinson**
 - Shaun Alexander**
 - Erin Alexander**
 - 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.**
 - 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.**
 - 6. The Chairperson of the Committee is John Dart**
 - 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.**
 - 8. All members of the Committee have voting rights on the Committee**
 - 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).**
 - 10. The Instrument:**
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument**
 - 10.2. Remains in force until Council determines to vary or revoke it**
 - 11. All previous instruments of delegation that delegate any powers, duties and functions to Yanac Hall and Recreation Reserve Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.**
 - 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.**
 - 13. The Instrument be sealed.**

SCHEDULE

Yanac Hall and Recreation Reserve Committee

Purpose

To provide a public hall and recreation reserve for the use and benefit of the citizens of Yanac and district.

Reporting Requirement

The Committee must report to Council annually.

(M) Rainbow Civic Centre Committee

- 1. From the date of this resolution there be established as a special committee Rainbow Civic Centre Committee.***
- 2. The purposes of the Committee are those set out in the schedule to this resolution.***
- 3. The members of the Committee are:***
 - 3.1. one councilor nominated by Council;***
 - 3.2. members of the community appointed by Council:***
 - Bill Hutson***
 - Shirley Petschel***
 - Ross Heinrich***
 - Graham Petschel***
 - Kate Hutson***
 - Ann Frazer***
 - Mike Sullivan***
 - Rob Koning***
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
- 6. The Chairperson of the Committee is Bill Hutson.***
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
- 8. All members of the Committee have voting rights on the Committee***
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
- 10. The Instrument:***
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. Remains in force until Council determines to vary or revoke it***
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Rainbow Civic Centre Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***
- 12. The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.***
- 13. The Instrument be sealed.***

SCHEDULE

Rainbow Civic Centre Committee

Purpose

To promote, develop and maintain the Rainbow Civic Centre for the benefit of the community.

Reporting Requirement

The Committee must report to Council annually.

(N) Rainbow Recreation Reserve Committee

- 1. From the date of this resolution there be established as a special committee Rainbow Recreation Reserve Committee***
- 2. The purposes of the Committee are those set out in the schedule to this resolution.***
- 3. The members of the Committee are:***
 - 3.1. one councilor nominated by Council;***
 - 3.2. members of the community appointed by Council:***
 - Mick Parry***
 - Graham Nuske***
 - Lynne McKenzie***
 - Colleen Petschel***
 - Jacinta Cocks***
 - Norelle Eckermann***
 - Sharyn Gelligen***
- 4. The Committee is required to report to Council at the interval specified in the schedule to this resolution.***
- 5. The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.***
- 6. The Chairperson of the Committee is Mick Parry.***
- 7. A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.***
- 8. All members of the Committee have voting rights on the Committee***
- 9. There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).***
- 10. The Instrument:***
 - 10.1. Comes into force immediate the common seal of Council is affixed to the Instrument***
 - 10.2. Remains in force until Council determines to vary or revoke it***
- 11. All previous instruments of delegation that delegate any powers, duties and functions to Rainbow Recreation Reserve Committee are revoked to the extent that they delegate powers, duties and functions delegated by the new Instrument.***

12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*

13. *The Instrument be sealed.*

SCHEDULE

Rainbow Recreation Reserve Committee

Purpose

To provide a recreation reserve facilities (including the pavilion, netball courts, tennis courts, gymnasium and all other buildings) and the recreation reserve for the use and benefit of the citizens of Rainbow and district.

Reporting Requirement

The Committee must report to Council annually.

(O) *Nhill Sun Moth Reserve Committee of Management*

1. *From the date of this resolution there be established as a special committee Nhill Sun Moth Reserve Committee of Management*

2. *The purposes of the Committee are those set out in the schedule to this resolution.*

3. *The members of the Committee are:*

3.1. *members of the community appointed by Council:*

Fabian Douglas

Daryll Argall

Clive Crouch

Mary Argall

John Douglas

Bianca Gold

Kent Goldsworthy

4. *The Committee is required to report to Council at the interval specified in the schedule to this resolution.*

5. *The members of the Committee who are not Councilors are, pursuant to section 81(2A) of the Act, exempted from being required to submit a primary return or ordinary return.*

6. *The Chairperson of the Committee is Fabian Douglas*

7. *A quorum for the Committee is a whole number that is an absolute majority of the number of members of the Committee.*

8. *All members of the Committee have voting rights on the Committee*

9. *There be delegated to the Committee the powers, duties and functions set out in the attached Instrument of Delegation (instrument).*

10. *The Instrument:*

10.1. *Comes into force immediate the common seal of Council is affixed to the Instrument*

10.2. *Remains in force until Council determines to vary or revoke it*

11. *All previous instruments of delegation that delegate any powers, duties and functions to Nhill Sun Moth Reserve Committee of Management are revoked*

to the extent that they delegate powers, duties and functions delegated by the new Instrument.

12. *The powers, duties and functions conferred on the Committee by the Instrument must be exercised in accordance with any guidelines or policies Council may from time to time adopt.*
13. *The Instrument be sealed.*

SCHEDULE

Nhill Sun Moth Reserve Committee of Management

Purpose

*To co-ordinate, manage, develop, maintain and promote the area known as the Nhill Sun Moth Reserve, for the conservation of rare, threatened and endangered species of flora and fauna found there and, in particular, the nationally endangered Golden and Pale Sun Moths (*Synemon plana* and *S. selene*).*

Reporting Requirement

The Committee must report to Council annually.

- 2) *In exercise of the powers conferred by sections 86 and 87 of the Local Government Act 1989, Council resolve that the following special committees are revoked—*
 - a. *Planning Committee*
 - b. *Nhill Integrated Early Years Centre Fundraising Committee*
 - c. *Dimboola Sports Stadium Committee*

- 3) *That Council approves the ‘Section 86 Special Committees Handbook’ to be used as a resource by special committees.*

CARRIED

Attachment: 5 & 6

11.3 COUNCIL SWIMMING POOLS-COMMUNITY SURVEY REGARDING DATES OF THE 2017-2018 SEASON

Responsible Officer: Director Infrastructure Services

Introduction:

Council was approached by a user group of the Nhill Swimming Pool, requesting that the commencement of the 2017/2018 pool operating season be extended further two weeks into March 2018.

In September 2017, Council conducted an online survey to gauge whether members of the broader community supported a change to existing dates of operation for each of its swimming pool facilities.

This report presents the findings of the survey for Council's consideration in changing operating dates for each or any of its swimming pool facilities.

Discussion:

Council owns swimming pool facilities at Nhill, Dimboola, Jeparit and Rainbow.

Each of Council's pools are managed by third parties under contract, with each contract due to terminate (without option for extension) 30 September, 2018. Third party management includes:

- Staffing (including provision of life guards)
- Testing and treatment of water
- Minor maintenance (mowing, cleaning etc)

Works and associated costs for major maintenance, renewal and/or improvements are borne by Council.

Council receives no income that is generated through admission fees and kiosks.

Typically, each swimming pool is opened in third week of November and closed after the long weekend in March.

Council has been approached by a small number of residents local to the Nhill facility, requesting an extension in the season to provide further training opportunities for children competing in the regional inter-school swimming sports carnivals.

To gauge the views of the broader community, Council conducted an online survey in September 2017. The survey was promoted via Council's Facebook Page (approximately 1,500 followers) and invited participants to nominate their preferred season dates for 2017/2018 for each swimming pool facility, usual seasonal dates or a later opening date to accommodate a two-week extension into March without financial impost to Council.

The survey ran for two weeks from 29 September, 2017 to 13 October, 2017. A total of 50 people responded.

The results are listed below:

DIMBOOLA

2017/2018 SEASON	Response %	Responses
18/11/2017-12/03/2018	52%	12
02/12/2017-25/03/2018	48%	11
TOTAL RESPONSES		23
SKIPPED RESPONSES		27

JEPARIT

2017/2018 SEASON	Response %	Responses
18/11/2017-12/03/2018	50%	10
02/12/2017-25/03/2018	50%	10
TOTAL RESPONSES		20
SKIPPED RESPONSES		30

NHILL

2017/2018 SEASON	Response %	Responses
18/11/2017-12/03/2018	54%	21
02/12/2017-25/03/2018	46%	18
TOTAL RESPONSES		39
SKIPPED RESPONSES		11

RAINBOW

2017/2018 SEASON	Response %	Responses
18/11/2017-12/03/2018	53.5%	15
02/12/2017-25/03/2018	46.5%	13
TOTAL RESPONSES		28
SKIPPED RESPONSES		22

The majority of respondents voted for no change to the existing season dates for Rainbow (53.5%), Nhill (54%) and Dimboola (52%) swimming pools. Respondents for the Jeparit facility were evenly divided.

Options:

Options available to Council include:

- No change to existing season dates (17 weeks of operation)
- Extending the season by two weeks (totalling 19 weeks)
- Delaying the start of the season by two weeks (totalling 17 weeks)
- Extend days of operation on an ad hoc basis (controlled by the contractor)

Options were put to the third parties managing the facilities. The contractors expressed

concerns with being able to resource life guards for extended period in March. Contractors also advised that generally patronage numbers diminished during the end of the season.

Link to Council Plan:

Strategy No. 2.1 Well maintained physical assets and infrastructure to meet community and organisation needs.

Financial Implications:

Council has budgeted approximately \$310,000 for the operation and management of its swimming pool facilities in 2017/2018.

Accommodating the request to extend the pool seasons at by two weeks at all sites would cost approximately \$13,700.

Accommodating the request to extend the pool season by two weeks at the Nhill facility only, would cost approximately \$3,400.

Risk Management Implications:

Nil

Conflict of Interest:

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Officer Responsible – Shane Power, Director Infrastructure Services

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

Author – Wayne Schulze, Contracts Manager

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

Communications Strategy:

Officers will promote the dates for the commencement of the swimming pool operating season through local media publications, Councils website and social media.

RECOMMENDATION:

- 1. That Council advertises that the 2017/2018 operating dates for each of its swimming pool facilities commence on 18 November 2017 and conclude on 12 March 2017; and***
- 2. Officers review operating hours and timing as part of its tender process at the conclusion of existing contracts to manage swimming pool facilities.***

MOVED: CRS. R. Gersch/R. Lowe

That Council:

- 1. Advertises the 2017/2018 operating dates for each of its swimming pool facilities commence on 18 November 2017 and concludes on 12 March 2018; and***
- 2. Officers review operating hours and timing as part of its tender process at the conclusion of existing contracts to manage swimming pool facilities.***

CARRIED

11.4 DRAFT DOMESTIC ANIMAL MANAGEMENT PLAN 2017-2021

Responsible Officer: Director Corporate & Community Services

Attachment: 7

Introduction:

This report seeks Council's adoption of the Domestic Animal Management Plan 2017-2021, and provides council with detail of the outcomes achieved in the Domestic Animal Management Plan 2013-2017.

Discussion:

Under Section 68A of the *Domestic Animals Act* (1994), every Council in Victoria must prepare a Domestic Animal Management Plan every four years in consultation with the Secretary of the Department of Environmental and Primary Industries. The Plan is required to be adopted by 3 November 2017.

The purpose of the Domestic Animal Management Plan (the Plan) is to provide Hindmarsh Shire Council with a strategic framework that delivers policy direction and action plans for animal management over the next four years.

The preparation of the Plan follows the requirements under the *Domestic (Feral and Nuisance) Animals Act 1994* (DAA) that Councils have a four year plan in place for the management of dogs and cats within their area.

The Plan integrates the developing expertise in domestic animal management with Council's own investigations to produce a program of action to be undertaken over the next four years (2017 – 2021). Relevant issues include those prescribed under relevant legislation and local laws as well as the generally understood notion of responsible pet ownership.

Council advertised the draft Domestic Animal Management Plan public submission period in the local papers following the Council meeting on 20 September 2017. No public submissions were received from the period 22 September 2017 to 20 October 2017.

The overarching objectives of this Plan will be to:

1. Increase the enjoyment people receive from their pets;
2. Reduce the incidence of problems within the community related to pets being a nuisance or causing injury to people or other animals; and
3. Contribute to improving the health and wellbeing of pets.

These objectives will be achieved by:

1. Providing the community, with a clear understanding of Council's expectations of pet owners;

2. Reinforcing to the community Council's commitment to improving standards associated with pet ownership; and
3. Clearly describing to the community the role and actions Council will take to improve the level of responsible pet ownership throughout Hindmarsh Shire Council.

Outcomes that will contribute to achieving the objectives contained within the plan will include:

1. Increasing the skills and resources available to Council officers;
2. Increasing dog and cat registration levels;
3. Decreasing the incidence of dogs at large and nuisance behaviour;
4. Actively managing dangerous, restricted breed and menacing dogs;
5. Decreasing the incidence of dog attacks;
6. Decreasing euthanasia rates and impacts associated with overpopulation of cats;
7. Ensuring the operation of Domestic Animal Businesses dealing with domestic animals are in accordance with the applicable laws and Codes of Practice.

Options:

Council can adopt the Domestic Animal Management Plan or request staff to further refine the Domestic Animal Management Plan.

Link to Council Plan:

Strategic Objective 1.2 A range of effective and accessible services to support the health and wellbeing of our community.

Financial Implications:

If adopted there may be budget impacts, but these additional costs are expected to be offset by increased revenue from registrations.

Risk Management Implications:

Management of risks will minimise Council's exposure to adverse financial impacts, improve effectiveness and generate efficiencies.

Conflict of Interest:

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Author and Officer Responsible – Anne Champness, Director Corporate and Community Services

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

Communications Strategy:

The adopted Animal Management Plan will be available at Customer Services Offices and on Councils website.

RECOMMENDATION

That Council:

- 1. Adopts the Domestic Animal Management Plan under Section 68A of the Domestic Animals Act (1994);***
- 2. Notes that no submissions were received under section 223 of the Local Government Act in relation to the Domestic Animal Management Plan; and***
- 3. Notes the detailed outcomes achieved in the Domestic Animal Management Plan 2013-2017.***

MOVED: CRS. T. Schneider/R. Lowe

That Council:

- 1. Adopts the Domestic Animal Management Plan under Section 68A of the Domestic Animals Act (1994);***
- 2. Notes that no submissions were received under section 223 of the Local Government Act in relation to the Domestic Animal Management Plan; and***
- 3. Notes the detailed outcomes achieved in the Domestic Animal Management Plan 2013-2017.***

CARRIED

Attachment: 7

11.5 CONSIDERATION OF ANNUAL REPORT 2016/17

Responsible Officer: Director Corporate & Community Services

Attachment Number: 8

Introduction:

The purpose of this report is to present the 2016/17 Annual Report for consideration by Council.

Discussion:

Council has a statutory responsibility under the Local Government Act 1989 (the Act) to prepare an Annual Report in respect of each financial year, containing a report on its operations, audited financial statements, performance statement and any other matter required by the Local Government Planning and Reporting Regulations.

Council's Annual Report for the year ended 30 June 2017 has been prepared and forwarded to the Minister for Local Government in accordance with the Act. The Annual Report provides a comprehensive overview of Council's activities for the period 1 July 2016 to 30 June 2017, including achievements in respect of a range of projects, services and assets managed and financial performance for the year ended 30 June 2017, for which the Auditor-General has provided unqualified audit opinions on the financial and performance statements. The report is intended as a point of reference for Council, staff, residents, shire businesses, community organisations and government departments.

The provisions of the Local Government Act 1989 require that Council consider the Annual Report at a meeting open to the public within 30 days of the report being submitted to the Minister. The term 'consider' is specifically used in the Act. The meeting must be advertised at least 14 days prior in a public notice.

Notice of the preparation of the Annual Report and its consideration at the Council meeting on 25 October 2015 was published in the Wimmera Mail Times on 4 October 2017 as well as on Council's website and Facebook page. The public notice advised that copies of the Annual Report could be inspected at Council's customer service centres and on Council's website.

Options:

It is recommended that Council consider and note the report.

Link to Council Plan:

4.6 An organisation that takes its risk management responsibilities seriously and embeds a culture of risk management throughout the organisation

Financial Implications:

No implications.

Risk Management Implications:

Management of Council's legislative responsibilities in a timely manner will minimise Council's exposure to adverse impacts, improve effectiveness and generate efficiencies.

Conflict of Interest:

Under section 80c of the Local Government Act 1989 officers providing advice to Council must disclose any interests, including the type of interest.

Author and Officer Responsible – Anne Champness, Director Corporate & Community Services

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

Communications Strategy:

Public notice of the preparation of the Annual Report was given in accordance with the Local Government Act 1989. It is worth noting that this is not an invitation of submissions but merely advice of the availability of the Annual Report.

Electronic copies will be distributed to Government Departments and made available on Council's website. Once printed professionally the Annual Report will also be sent to relevant stakeholders.

RECOMMENDATION

That having considered the Annual Report for 2016/17 as presented, Council notes the report.

MOVED: CRS. D. Colbert/T. Schneider

That having considered the Annual Report for 2016/17 as presented, Council notes the report.

CARRIED

Attachment: 8

11.6 FINANCE REPORT ENDING 30 SEPTEMBER 2017

Responsible Officer: Director Corporate & Community Services

Attachment: 9

Introduction:

The Financial Report for the first quarter of 2017/18 financial year has been prepared, including explanations of variances where applicable, and is presented for the information of Council.

RECOMMENDATION:

That Council accepts the Financial Report as presented.

MOVED: CRS. T. Schneider/D. Colbert

That Council accepts the Financial Report as presented.

CARRIED

Attachment: 9

12. SPECIAL COMMITTEES

12.1 RAINBOW TOWN COMMITTEE

Responsible Officer: Director Corporate & Community Services

Attachment: 10

Introduction:

The Rainbow Town Committee held its meeting on 25 September 2017. The purpose of this report is to note the minutes from this meeting. A copy of the minutes is included as an attachment for the information of Council.

RECOMMENDATION:

That Council notes the minutes of the Rainbow Town Committee Meeting on 25 September 2017.

MOVED: CRS. R. Ismay/R. Lowe

That Council notes the minutes of the Rainbow Town Committee Meeting on 25 September 2017.

CARRIED

Attachment: 10

12.2 YURUNGA HOMESTEAD COMMITTEE

Responsible Officer: Director Corporate and Community Services

Attachment: 11

Introduction:

The Yurunga Homestead Committee held its Meeting on 22 August 2017. The purpose of this report is to note the minutes from this meeting. A copy of the minutes is included as an attachment for the information of Council.

RECOMMENDATION:

That Council notes the minutes of the Yurunga Homestead Committee on 22 August 2017.

MOVED: CRS. R. Lowe/T. Schneider

That Council notes the minutes of the Yurunga Homestead Committee on

22 August 2017.

CARRIED

Attachment: 11

13. LATE REPORTS

No report

14. OTHER BUSINESS

Cr. R. Ismay declared an indirect conflict of interest because of conflicting duties and left the room at 3.40pm.

MOVED: CRS. D Nelson/T. Schneider

That Council contributes \$500 to the Rainbow Archive and Historical Society to meet the extra annual costs involved due to not having the use of a Council or State Government owned premises.

CARRIED

Cr. R. Ismay returned to the room at 3.45pm.

15. CONFIDENTIAL REPORTS

In accordance with Section 89 (2) of the *Local Government Act 1989*, Council may close the meeting to the public if items to be discussed are deemed confidential, that is, if the items to be discussed relate to:

- a) Personnel matters;
- b) The personal hardship of any resident or ratepayer;
- c) Industrial matters;
- d) Contractual matters;
- e) Proposed developments;
- f) Legal advice;
- g) Matters affecting the security of Council property;
- h) Any other matter which the Council or Special Committee considers would prejudice the Council or any person;
- (i) a resolution to close the meeting to members of the public.

RECOMMENDATION:

That the meeting be closed in accordance with Section 89 of the Local Government Act 1989, as d) Contractual matters;

15.1 Meals on Wheels Contract No. 2017-2018-03

15.2 Tender for construction of Dimboola and Rainbow Skate Park

MOVED: CRS. R. Gersch/R. Lowe

That the meeting be closed in accordance with Section 89 of the Local Government Act 1989, as d) Contractual matters;

15.1 Meals on Wheels Contract No. 2017-2018-03

15.2 Tender for construction of Dimboola and Rainbow Skate Park

CARRIED

Council resumed in open session at 4.07pm.

16. MEETING CLOSE

There being no further business, Cr Nelson declared the meeting closed at 4.08pm.
