



WELLINGTON

SHIRE COUNCIL

The Heart of Gippsland

Resolutions in Brief

**To be read in conjunction with the Ordinary Council Meeting Agenda
5 September 2017**

COUNCILLORS PRESENT

Carolyn Crossley (Mayor)
Ian Bye
Alan Hall (Deputy Mayor)
Darren McCubbin
Gayle Maher
Keith Mills
Scott Rossetti
Garry Stephens

COUNCILLOR APOLOGIES

Malcolm Hole

IN ATTENDANCE

| | |
|-------------------|---|
| David Morcom | - Chief Executive Officer |
| Chris Hastie | - General Manager Built & Natural Environment |
| Sharon Houlihan | - Acting General Manager Community & Culture |
| Arthur Skipitaris | - General Manager Corporate Services |
| John Websdale | - General Manager Development |
| Trish Dean | - Governance Officer |

APOLOGIES

| | |
|---------------|---------------------------------------|
| Glenys Butler | - General Manager Community & Culture |
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ORDINARY MEETING OF COUNCIL – 5 SEPTEMBER 2017

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ITEM A4 ADOPTION OF MINUTES OF PREVIOUS MEETING/S

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of 15 August 2017.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 15 August 2017.

COUNCILLOR BYE / COUNCILLOR STEPHENS

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 15 August 2017.

CARRIED

ITEM A5 BUSINESS ARISING FROM PREVIOUS MINUTES

NIL

ITEM A6 ACCEPTANCE OF LATE ITEMS

NIL

ITEM A7(1) NOTICE OF MOTION – SALE COUNTY COURT – COUNCILLOR CROSSLEY

PUBLIC QUESTIONS FROM GALLERY

Mr John Sullivan, Sale Solicitor
Addressed council on the following:

- Supports notice of motion
- Detrimental to residents and legal profession of Sale and surrounding area to lose the services of the County Court
- Additional costs and stress of having to travel to either Bairnsdale or Morwell especially due to the lack of public transport options
- Residents entitled to have their case heard within their local community and be judged by their peers accordingly

I, Councillor Carolyn Crossley, hereby give notice of my intention to move the following motion at the Ordinary Meeting of Council of 5 September 2017.

COUNCILLOR CROSSLEY / COUNCILLOR McCUBBIN

That the Mayor write to the Chief Judge of the County Court of Victoria, His Honour Peter Kidd expressing disappointment at the recent announcement that

the Sale County Court will not be sitting in 2018 until further notice and requesting that this decision be reviewed given:

- access to justice problems which will be experienced by Wellington Shire residents due to inadequate public transport options and high costs, inconvenience and distress associated with requirement to travel to nearest County Court locations of Bairnsdale and Morwell, and

- negative impacts on Wellington Shire businesses due to potential loss of business to firms located closer to County Court sitting locations and increased legal costs for community members associated with travel and accommodation for practitioners to attend these sitting locations.

Further, that the Mayor write to the Hon Martin Pakula, Attorney General and the Hon Jaala Pulford, Minister for Regional Development, seeking a review of this decision given the Government's strong policy position of improving access to services to regional Victoria.

Councillor Rossetti called for a Division

Councillors For: Councillor Crossley, Councillor Rossetti, Councillor Maher, Councillor Hall, Councillor Stephens, Councillor Mills, Councillor McCubbin, Councillor Bye

Councillors Against: Nil

Councillor Crossley noted that the motion was carried unanimously

CARRIED UNANIMOUSLY

ITEM A8 RECEIPT OF PETITIONS

NIL

ITEM A8(1) OUTSTANDING PETITIONS

NIL

**ITEM A9 INVITED ADDRESSES, PRESENTATIONS OR
ACKNOWLEDGEMENTS**

The Mayor acknowledged the Gippsland Business Awards of which Council is a sponsor and congratulated the winners from the following categories:

- Franchising Award: Jim's Building Inspections of Stratford
- Hospitality Award: Tinamba Hotel
- Overall Winner: Aussie Broadband

ITEM A10 QUESTIONS ON NOTICE

NIL

ITEM B DELEGATES REPORT

NIL

ITEM C2.1**ASSEMBLY OF COUNCILLORS****OBJECTIVE**

To report on all assembly of Councillor records received for the period 8 August 2017 to 29 August 2017.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council note and receive the attached Assembly of Councillor records for the period 8 August 2017 to 29 August 2017.

COUNCILLOR STEPHENS / COUNCILLOR BYE

That Council note and receive the attached Assembly of Councillor records for the period 8 August 2017 to 29 August 2017.

CARRIED

ITEM C3.1**BUILDING PERMITS REPORT****OBJECTIVE**

To provide a report to Council on building permits issued in the Wellington Shire during the quarter April 2017 to June 2017 for information.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That Council note the report of building permits issued from 1 April 2017 to 30 June 2017 as provided at Attachment 1.

COUNCILLOR MAHER / COUNCILLOR HALL

That Council note the report of building permits issued from 1 April 2017 to 30 June 2017 as provided at Attachment 1.

CARRIED

OBJECTIVE

The objective of this report is for Council to consider entering into a contract for the Rosedale Streetscape Works.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.1 Contract 2016-036 Rosedale Streetscape Works of the Council Meeting Agenda; and*
- 2. The information contained in the confidential document Item F1.1 Contract 2016-036 Rosedale Streetscape Works of the Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 22 August 2017 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) contractual matters be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989, except that once this recommendation has been adopted the name of the successful tenderer can be made public.*

COUNCILLOR MILLS / COUNCILLOR MAHER

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.1 Contract 2016-036 Rosedale Streetscape Works of the Council Meeting Agenda; and*
- 2. The information contained in the confidential document Item F1.1 Contract 2016-036 Rosedale Streetscape Works of the Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 22 August 2017 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) contractual matters be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989, except that once this recommendation has been adopted the name of the successful tenderer can be made public.*

CARRIED

The Mayor announced the successful tenderer as Fowlers Asphalting Pty Ltd

ITEM C4.2**ROAD DISCONTINUANCE AND ROAD EXCHANGE – UNUSED
GOVERNMENT ROAD (GIFFARD ROAD) AND ROAD R2 PS703133
PARISH OF WURRA WULLOCK STRADBROKE****OBJECTIVE**

The objective of this report is for Council to consider and authorise a road exchange on a section of Giffard Road, Stradbroke.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**RECOMMENDATION**

That:

- 1. Pursuant to Section 189 and Section 223 of the Local Government Act 1989, Council resolve to advertise its intention to transfer R2 PS703133 under agreement to the owner of 3096 Giffard Road for the purposes of a road exchange;*
- 2. Pursuant to Section 206 including Clauses 2 & 3 of Schedule 10 and Section 223 of the Local Government Act 1989, Council resolve to advertise its intention to discontinue the section of unused Government road and to exchange this discontinued road for R2 PS703133, Parish of Wurra Wullock;*
- 3. Council place a public notice of the proposed transfer of R2 PS703133, Parish of Wurra Wullock and discontinuance of the unused Government road in local newspapers and serve a copy of the notice on abutting property owners and statutory authorities;*
- 4. In the event that there are no objections or submissions, Council authorise the Chief Executive Officer to progress the road exchange including placing a notice in the Victoria Government Gazette.*

COUNCILLOR HALL / COUNCILLOR MILLS

That:

- 1. Pursuant to Section 189 and Section 223 of the Local Government Act 1989, Council resolve to advertise its intention to transfer R2 PS703133 under agreement to the owner of 3096 Giffard Road for the purposes of a road exchange;*
- 2. Pursuant to Section 206 including Clauses 2 & 3 of Schedule 10 and Section 223 of the Local Government Act 1989, Council resolve to advertise its intention to discontinue the section of unused Government road and to exchange this discontinued road for R2 PS703133, Parish of Wurra Wullock;*
- 3. Council place a public notice of the proposed transfer of R2 PS703133, Parish of Wurra Wullock and discontinuance of the unused Government road in local newspapers and serve a copy of the notice on abutting property owners and statutory authorities;*
- 4. In the event that there are no objections or submissions, Council authorise the Chief Executive Officer to progress the road exchange including placing a notice in the Victoria Government Gazette.*

CARRIED

ITEM C4.3

GALLERY QUESTIONS MICHAEL HOBSON

OBJECTIVE

To respond to issues raised by Mr. Michael Hobson, former Vice President of Port Albert Progress Association, at the Ordinary Council Meeting of 1 August 2017 regarding Council's consideration of Item C1.1 June 2017 Council Performance Report.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

Michael Hobson, Port Albert resident
Spoke to Council regarding the following:

- Thanked Council officers for the response provided
- Disclosure of documents such as the Boating Facilities Strategic Plan which would assist with transparency and verification of support from community members and local businesses
- Lack of foreshore planning

RECOMMENDATION

That;

1. *Council receive and note this report; and*
2. *The Chief Executive Officer write to Mr. Michael Hobson providing a response to matters raised regarding the Boating Facilities Strategic Plan as detailed in this report.*

COUNCILLOR STEPHENS / COUNCILLOR HALL

That;

1. *Council receive and note this report; and*
2. *The Chief Executive Officer write to Mr. Michael Hobson providing a response to matters raised regarding the Boating Facilities Strategic Plan as detailed in this report.*

CARRIED

ITEM C5.1

GORDON STREET RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES AND AGM MINUTES

OBJECTIVE

For Council to receive the minutes from the Gordon Street Recreation Reserve Committee of Management's Ordinary Meeting held on 27 June 2017, including financial statements, and Annual General Meeting held on 17 July 2017, including financial statements.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's Ordinary meeting held on 27 June 2017, including financial statements, and Annual General Meeting held on 17 July 2017, including financial statements.

COUNCILLOR BYE / COUNCILLOR MILLS

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's Ordinary meeting held on 27 June 2017, including financial statements, and Annual General Meeting held on 17 July 2017, including financial statements.

CARRIED

ITEM C5.2

MAFFRA RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES

OBJECTIVE

For Council to receive the minutes from the Maffra Recreation Reserve Committee of Management's Ordinary Meetings held on 3 April 2017 and 3 July 2017.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's Ordinary Meetings held on 3 April 2017 and 3 July 2017.

COUNCILLOR MILLS / COUNCILLOR HALL

That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's Ordinary Meetings held on 3 April 2017 and 3 July 2017.

CARRIED

ITEM C5.3

CAMERON SPORTING COMPLEX COMMITTEE OF MANAGEMENT MINUTES

OBJECTIVE

For Council to receive the minutes and financials from the Cameron Sporting Complex Committee of Management's Ordinary Meetings held on 20 April 2017 and 15 June 2017.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes and financials from the Cameron Sporting Complex Committee of Management's Ordinary Meetings held on 20 April 2017 and 15 June 2017.

COUNCILLOR BYE / COUNCILLOR MILLS

That Council receive the minutes and financials from the Cameron Sporting Complex Committee of Management's Ordinary Meetings held on 20 April 2017 and 15 June 2017

CARRIED

ITEM C5.4

COMMUNITY SAFETY CAR

OBJECTIVE

For Council to approve a Memorandum of Understanding (MoU) (Attachment A) with Victoria Police and Lions Club of Sale for the operation of a Community Safety Car for Wellington Shire. The MoU outlines key responsibilities of each party, as outlined in this report, and the CEO will have the authority to finalise details in this MoU and sign on behalf of Council.

RECOMMENDATION

That

- 1. Council approve a Memorandum of Understanding (MoU) (Attachment A) with Victoria Police and Lions Club of Sale for the operation of a Community Safety Car for Wellington Shire; and**
- 2. Council authorise the Chief Executive Officer to finalise and sign the MoU, as attached.**

COUNCILLOR McCUBBIN / COUNCILLOR BYE

That

- 1. Council approve a Memorandum of Understanding (MoU) (Attachment A) with Victoria Police and Lions Club of Sale for the operation of a Community Safety Car for Wellington Shire; and**
- 2. Council authorise the Chief Executive Officer to finalise and sign the MoU, as attached.**

CARRIED

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

Leading Constable Kim Kell, Wellington Proactive Unit
Provided Council with an overview of the Wellington Proactive Unit role, importance within the community and activities undertaken by the Unit.



D. URGENT BUSINESS

NIL



E. FURTHER GALLERY AND CHAT ROOM COMMENTS

CHAT ROOM – NIL

GALLERY COMMENTS - NIL

Meeting Declared Closed 3:39pm