



# WELLINGTON

## SHIRE COUNCIL

*The Heart of Gippsland*

### Resolutions in Brief

To be read in conjunction with the meeting Agenda of 21 June 2016

#### **PRESENT**

Councillor – Darren McCubbin - Mayor  
Councillor – John Duncan  
Councillor – Scott Rossetti  
Councillor – Bob Wenger  
Councillor – Carolyn Crossley  
Councillor – Peter Cleary

#### **IN ATTENDANCE**

Glenys Butler – General Manager Community and Culture  
Arthur Skipitaris – General Manager Corporate Services  
Chris Hastie – General Manager Built and Natural Environment  
John Websdale – General Manager Development  
Trish Dean – Governance Officer

#### **APOLOGY**

Councillor – Patrick McIvor  
Councillor – Malcolm Hole  
Councillor – Emilie Davine  
Chief Executive Officer - David Morcom

# ORDINARY MEETING OF COUNCIL – 21 JUNE 2016

## AGENDA & TABLE OF CONTENTS

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	ITEM	PAGE NUMBER
<b>A</b>	<b>PROCEDURAL</b>	
A1	STATEMENT OF ACKNOWLEDGEMENT AND PRAYER	
A2	APOLOGIES – CR HOLE, CR McIVOR, CR DAVINE	
A3	DECLARATION OF CONFLICT/S OF INTEREST NIL	
A4	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING	
A5	BUSINESS ARISING FROM PREVIOUS MEETING/S NIL	
A6	ACCEPTANCE OF LATE ITEMS NIL	
A7	NOTICES OF MOTION NIL	
A8	RECEIVING OF PETITIONS OR JOINT LETTERS Item A8(1) Outstanding Petitions Item A8(2) Receipt of petition: Road Signage to Maffra Hospital Item A8(3) Response to petition: Mosquito Control Golden Beach area	
A9	INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS	
A10	QUESTIONS ON NOTICE	
A11	MAYOR'S REPORT A11(1) MAYORS REPORT	
<b>B</b>	<b>REPORT OF DELEGATES</b>	
<b>C</b>	<b>OFFICERS' REPORT</b>	

	<b>C1 CHIEF EXECUTIVE OFFICER</b> ITEM C1.1 CHIEF EXECUTIVE OFFICER REPORT ITEM C1.2 - APRIL PERFORMANCE REPORT	
	<b>C2 GENERAL MANAGER CORPORATE SERVICES</b> ITEM C2.1 ASSEMBLY OF COUNCILLORS ITEM C2.2 ADOPT 16/17 BUDGET AND STRATEGIC RESOURCE PLAN ITEM C2.3 ADOPTION OF AUDIT COMMITTEE MINUTES	
	<b>C3 GENERAL MANAGER DEVELOPMENT</b> ITEM C3.1 APRIL 2016 PLANNING DECISIONS ITEM C3.2 C95 PORT ALBERT RURAL RESIDENTIAL LIFESTYLE LOTS REVIEW IMPLENTATION	
	<b>C4 GENERAL MANAGER BUILT &amp; NATURAL ENVIRONMENT</b> ITEM C4.1 WOONDELLA & GLEBE SHARED PATH ITEM C4.2 NORTH SALE LITTER BINS CONTRACT 2015-042 ITEM C4.3 WEST SALE AIRPORT EASTERN RECREATION AVIATION PRECINCT FREEHOLD LAND DEVELOPMENT STAGES TWO ONWARDS	
	<b>C5 GENERAL MANAGER COMMUNITY AND CULTURE</b> ITEM C5.1 BRIAGOLONG QUARRY RESERVE CoM MINUTES ITEM C5.2 PROVISION OF AQUATIC FACILITIES AND SERVICES ITEM C5.3 COMMUNITY ENGAGEMENT STRATEGY	
<b>D</b>	<b>URGENT BUSINESS</b>	
<b>E</b>	<b>FURTHER GALLERY AND CHAT ROOM COMMENTS</b>	
<b>F</b>	<b>CONFIDENTIAL ATTACHMENTS</b> ITEM F1.1 AUDIT COMMITTEE MINUTES (Refer to Item C2.3 of this agenda) ITEM F1.2 NORTH SALE LITTER BINS CONTRACT 2015-042 (Refer to Item C4.2 of this agenda)	

	ITEM F1.3 WEST SALE AIRPORT EASTERN RECREATIONAL AVIATION PRECINCT FREEHOLD LAND DEVELOPMENT (Refer to Item C4.3 of this agenda)	
<b>G</b>	<b>IN CLOSED SESSION</b>	

**ITEM A4****ADOPTION OF MINUTES OF PREVIOUS MEETING/S****OBJECTIVE**

To adopt the minutes of the Ordinary Council Meeting of 7 June 2016 as tabled.

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

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 7 June 2016 as tabled.*

**COUNCILLOR WENGER / COUNCILLOR DUNCAN**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 7 June 2016 as tabled.*

**CARRIED**

**ITEM A5****BUSINESS ARISING FROM PREVIOUS MINUTES**

NIL

**ITEM A6****ACCEPTANCE OF LATE ITEMS**

NIL

**ITEM A7****NOTICES OF MOTION**

NIL

**ITEM A8****ACCEPTANCE OF JOINT LETTERS OR PETITIONS**

NIL

**ITEM A8(1)****OUTSTANDING PETITIONS**

NIL

**ITEM A8(2)**

**RECEIPT OF PETITION: STREET SIGNAGE FOR DIRECTIONS TO  
THE MAFFRA HOSPITAL**

**OBJECTIVE**

To present Council with a petition in relation to the inadequate street signage for directions to the Maffra Hospital.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council receive the attached petition in relation to street signage for directions to the Maffra Hospital.*

**ALTERNATIVE RECOMMENDATION**

*That Council deals with the attached petition in relation to street signage for directions to the Maffra Hospital in this meeting.*

**COUNCILLOR ROSSETTI / COUNCILLOR DUNCAN**

*That Council deals with the attached petition in relation to street signage for directions to the Maffra Hospital in this meeting.*

**UNANIMOUSLY CARRIED**

*That Council receive the attached petition in relation to street signage to the Maffra Hospital and write to the Head Petitioner advising that the works requested have already been undertaken following a previous Customer Action Request.*

**COUNCILLOR ROSSETTI / COUNCILLOR WENGER**

*That Council receive the attached petition in relation to street signage to the Maffra Hospital and write to the Head Petitioner advising that the works requested have already been undertaken following a previous Customer Action Request.*

**CARRIED**

**OBJECTIVE**

To consider and respond to the petition received by Council at their Ordinary meeting on 7 June 2016, asking for *“Council to undertake urgent and consistent measures to manage the ongoing Mosquito problem in the Golden Beach area”*.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council write to the head petitioner advising:*

**1. That on 6 October 2015 Council resolved:**

- *To enter into an agreement with the Department of Health and Human Services for the provision of mosquito monitoring and spraying for a period of three mosquito breeding seasons whilst they undertake a state wide review of their Mosquito Management Framework and associated funding program.*
- *To limit Council's financial commitment to the mosquito monitoring and spraying program to \$25,000 p.a.*
- *That the extent of mosquito monitoring and spraying be limited to those general areas outlined in the maps provided at Attachment 1; and*
- *To continue to develop and implement education programs for the local communities affected; and*

**2. That having reviewed the data from the 2015/16 season, Council confirms that it intends to continue with the current management regime until the Department has concluded its state wide review.**

**COUNCILLOR CROSSLEY / COUNCILLOR CLEARY**

*That Council write to the head petitioner advising:*

**1. That on 6 October 2015 Council resolved:**

- *To enter into an agreement with the Department of Health and Human Services for the provision of mosquito monitoring and spraying for a period of three mosquito breeding seasons whilst they undertake a state wide review of their Mosquito Management Framework and associated funding program.*
- *To limit Council's financial commitment to the mosquito monitoring and spraying program to \$25,000 p.a.*
- *That the extent of mosquito monitoring and spraying be limited to those general areas outlined in the maps provided at Attachment 1; and*
- *To continue to develop and implement education programs for the local communities affected; and*

**2. That having reviewed the data from the 2015/16 season, Council confirms that it intends to continue with the current management regime until the Department has concluded its state wide review.**

**CARRIED**

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

Mayor congratulated Rural Access Project Coordinator Leanne Wishart on behalf of council for her recent award from the Victorian Disability Awards for excellence in Cultural and Social Awareness.

**ITEM A10****QUESTIONS ON NOTICE**

NIL

**ITEM A11(1)****MAYOR'S REPORT****RECOMMENDATION**

*That the Mayor's report be noted.*

**COUNCILLOR CLEARY / COUNCILLOR ROSSETTI**

*That the Mayor's report be noted*

**CARRIED**

**ITEM B****DELEGATES**

NIL

**ITEM C1.1****CHIEF EXECUTIVE OFFICER'S REPORT****RECOMMENDATION**

*That the Chief Executive Officer's Report be received.*

**COUNCILLOR ROSSETTI / COUNCILLOR CLEARY**

*That the Chief Executive Officer's Report be received.*

**CARRIED**

**ITEM C1.2****APRIL 2016 PERFORMANCE REPORT****OBJECTIVE**

For Council to receive and note the April 2016 Council Performance Report.

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

*That Council receive and note the April 2016 Council Performance Report as attached.*

**COUNCILLOR CLEARY / COUNCILLOR CROSSLEY**

*That Council receive and note the April 2016 Council Performance Report as attached.*

**CARRIED**



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

To report on all assembly of Councillor records received during the period 31 May 2016 to 14 June 2016.

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

*That Council note and receive the attached Assembly of Councillors records received during the period 31 May 2016 to 14 June 2016.*

**COUNCILLOR WENGER / COUNCILLOR ROSSETTI**

*That Council note and receive the attached Assembly of Councillors records received during the period 31 May 2016 to 14 June 2016.*

**CARRIED**

**ITEM C2.2****2016/17 BUDGET, RATES, STRATEGIC RESOURCE PLAN, FEES AND CHARGES****OBJECTIVE**

For Council to adopt the 2016/17 Budget, declared rates and service charges for 2016/17, the 2016/17 Strategic Resource Plan (SRP) and fees and charges for 2016/17.

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

**That:**

- 1. Council adopt the 2016/17 Budget; and**
- 2. Council adopt the declared Rates and Service Charges for 2016/17; and**
- 3. Council adopt the 2016/17 Strategic Resource Plan; and**
- 4. Council adopt the Fees and Charges for 2016/17.**

**COUNCILLOR ROSSETTI / COUNCILLOR CLEARY**

**That:**

- 1. Council adopt the 2016/17 Budget; and**
- 2. Council adopt the declared Rates and Service Charges for 2016/17; and**
- 3. Council adopt the 2016/17 Strategic Resource Plan; and**
- 4. Council adopt the Fees and Charges for 2016/17.**

**CARRIED**

Richard Telling, Sale Resident

Requested that Council reconsider his recent budget submission regarding Creation of a sealed exit road from Guthridge Parade to South Gippsland Highway at Existing Ground Level prior to voting on recommendation.

## **ITEM C2.3                      AUDIT COMMITTEE MINUTES**

### **OBJECTIVE**

To receive and note the minutes of the Audit Committee meeting held on 25 May 2016.

### **RECOMMENDATION**

*That:*

- 1. Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.1 Audit Committee Minutes of 25 May 2016; and**
- 2. The information contained in the confidential attachment Item F1.1 Audit Committee Minutes of 25 May 2016 of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Corporate Services on 18 May 2016 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: f) legal advice; and h) any other matter which the Council considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.**

### **COUNCILLOR CLEARY / COUNCILLOR WENGER**

*That:*

- 1. Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.1 Audit Committee Minutes of 25 May 2016; and**
- 2. The information contained in the confidential attachment Item F1.1 Audit Committee Minutes of 25 May 2016 of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Corporate Services on 18 May 2016 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: f) legal advice; and h) any other matter which the Council considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.**

**CARRIED**

**ITEM C3.1****APRIL 2016 PLANNING DECISIONS****OBJECTIVE**

To provide a report to Council on recent planning permit trends and planning decisions made under delegation by Statutory Planners during the month of April 2016 for information.

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

*That Council note the report on recent planning permit trends and Planning Application Determinations between 1 April and 30 April 2016.*

**COUNCILLOR WENGER / COUNCILLOR DUNCAN**

*That Council note the report on recent planning permit trends and Planning Application Determinations between 1 April and 30 April 2016.*

**CARRIED**

**ITEM C3.2****AMENDMENT C95: PORT ALBERT RURAL RESIDENTIAL LIFESTYLE LOTS REVIEW IMPLEMENTATION****OBJECTIVE**

For Council to consider its position in response to the Minister for Planning's approval of Amendment C95 (Port Albert Rural Residential Lifestyle Lots Review and Planning Controls Review Implementation).

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

Michael Glebov – Port Albert resident

Spoke to Council regarding his concerns with amendment.

- Does not address the original issue of properties being defaulted into an inappropriate farm zone
- Urge council to consider the State Planning Notes, C55 Panel Recommendation & C95 Recommendation

- Conduct further strategic planning work and the required independent studies by stakeholders to address this farm zone issue in Port Albert.

#### **RECOMMENDATION**

***That Council in response to the Minister for Planning's approval of Amendment C95 (Port Albert Rural Residential Lifestyle Lots Review and Planning Controls Review Implementation) take no further action with rezoning of extra land in Port Albert at this point in time, having regard to the Council Resolution of 2 December 2014:***

***"Should strong growth rates of rural residential lots be evident in Port Albert (following the rezoning of land identified in this motion), Council will review the potential for further rural residential rezoning in the context of the relevant planning policy applicable at the time."***

**COUNCILLOR WENGER / COUNCILLOR CROSSLEY**

***That Council in response to the Minister for Planning's approval of Amendment C95 (Port Albert Rural Residential Lifestyle Lots Review and Planning Controls Review Implementation) take no further action with rezoning of extra land in Port Albert at this point in time, having regard to the Council Resolution of 2 December 2014:***

***"Should strong growth rates of rural residential lots be evident in Port Albert (following the rezoning of land identified in this motion), Council will review the potential for further rural residential rezoning in the context of the relevant planning policy applicable at the time."***

**CARRIED**

#### **ITEM C4.1**

#### **WOONDELLA & GLEBE SHARED PATH**

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

David Roger, Sale Resident

Spoke to Council regarding the following

- Comment Council on establishing this long overdue project
- Concerns with accessibility Sale Yard Reserve regarding wet weather conditions, hollows in the creek and gradient of the path.
- Security as area is remote and anyone in Sale Yard Reserve could be putting themselves at risk, suggest that indicated security of lighting might not be enough.

Michelle Roger, Sale Resident

Spoke to Council regarding the following

- Security is main concern with depth of section and if accident or unforeseen circumstances occurred people would find themselves in trouble.

- Gradient of track needs to be addressed

#### RECOMMENDATION

*That Council endorse Option A as shown in Attachment One as the preferred alignment for a new walking and cycling path between the Glebe and Woondella estates and the intersection of Raglan Street and Reeve Street, noting it is the preferred alignment of 75% of survey respondents.*

**COUNCILLOR ROSSETTI / COUNCILLOR WENGER**

*That Council endorse Option A as shown in Attachment One as the preferred alignment for a new walking and cycling path between the Glebe and Woondella estates and the intersection of Raglan Street and Reeve Street, noting it is the preferred alignment of 75% of survey respondents.*

**CARRIED**

#### ITEM C4.2

#### NORTH SHIRE LITTER BINS CONTRACT 2015 - 042

#### OBJECTIVE

The purpose of this report is for Council to consider entering into a contract for the North Shire Litter Bins Contract 2015-042.

#### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

#### RECOMMENDATION

*That:*

1. *Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 Contract 2015-042 North Shire Litter Bins; and*
2. *The information contained in the confidential document Item F1.2 North Shire Litter Bins of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 2 June 2016 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 CROSSLEY / COUNCILLOR CLEARY**

*That:*

1. *Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 Contract 2015-042 North Shire Litter Bins; and*
2. *The information contained in the confidential document Item F1.2 North Shire Litter Bins of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 2 June 2016 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 B&C Shingles – Handy Bins

## ITEM C4.3

### WEST SALE AIRPORT EASTERN RECREATION AVIATION PRECINCT FREEHOLD LAND DEVELOPMENT STAGES TWO ONWARDS

#### OBJECTIVE

The objective of this report is to seek Council authorisation to progress further stages of freehold land sales within the Eastern Recreational Aviation Precinct (ERAP) at West Sale Airport (WSA).

The report also seeks to resolve a method for adjusting the Annual User Licence Fee (Licence Fee) in line with Council's Framework for fees and charges at West Sale Airport within the Eastern (Recreational Aviation) Precinct.

#### RECOMMENDATION

*That*

- 1. Council authorise the Chief Executive Officer to offer for sale the remaining land within the West Sale Airport – Eastern (Recreational Aviation) Precinct in line with the updated Land Sales Framework 2016 (Confidential Attachment).*
- 2. Council advertises its intention to sell land at West Sale Airport at or above market value, subject to the provisions of the Local Government Act 1989 section 189 and 223, including calling for submissions in relation to the proposed sale.*
- 3. Subject to not receiving any submissions, Council authorise the Chief Executive Officer to progress the sale at or above the current market value including executing necessary documents.*
- 4. In line with Council's framework for fees and charges at West Sale Airport that future adjustments to the Annual User Licence Fee above CPI be capped to increases in property values within the Eastern (Recreational Aviation) Precinct.*
- 5. The information contained in the Confidential Attachments and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built and Natural Environment on 14 June 2016 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

## ALTERNATIVE RECOMMENDATION

*That*

- 1. Council authorise the Chief Executive Officer to offer for sale the remaining land within the West Sale Airport – Eastern (Recreational Aviation) Precinct in line with the updated Land Sales Framework 2016 (Confidential Attachment) that includes incentives for recreational lessee's and landowner's to support future land sales.*
- 2. Council advertises its intention to sell land at West Sale Airport at or above market value, subject to the provisions of the Local Government Act 1989 section 189 and 223, including calling for submissions in relation to the proposed sale.*
- 3. Subject to not receiving any submissions, Council authorise the Chief Executive Officer to progress the sale at or above the current market value including executing necessary documents.*
- 4. In line with Council's framework for fees and charges at West Sale Airport that future adjustments to the Annual User Licence Fee above CPI be capped to increases in property values within the Eastern (Recreational Aviation) Precinct.*
- 5. The information contained in the Confidential Attachments be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built and Natural Environment on 14 June 2016 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

**COUNCILLOR CLEARY / COUNCILLOR WENGER**

*That*

- 1. Council authorise the Chief Executive Officer to offer for sale the remaining land within the West Sale Airport – Eastern (Recreational Aviation) Precinct in line with the updated Land Sales Framework 2016 (Confidential Attachment) that includes incentives for recreational lessee's and landowner's to support future land sales.*
- 2. Council advertises its intention to sell land at West Sale Airport at or above market value, subject to the provisions of the Local Government Act 1989 section 189 and 223, including calling for submissions in relation to the proposed sale.*
- 3. Subject to not receiving any submissions, Council authorise the Chief Executive Officer to progress the sale at or above the current market value including executing necessary documents.*
- 4. In line with Council's framework for fees and charges at West Sale Airport that future adjustments to the Annual User Licence Fee above CPI be capped to increases in property values within the Eastern (Recreational Aviation) Precinct.*
- 5, The information contained in the Confidential Attachments be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built and Natural Environment on 14 June 2016 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

**CARRIED**



**ITEM C5.1****BRIAGOLONG QUARRY RESERVE COMMITTEE OF  
MANAGEMENT MINUTES****OBJECTIVE**

For Council to receive the minutes from the Briagolong Quarry Reserve Committee of Management's Annual General Meeting held on 21 March 2016 including audited financial statements and minutes from the Ordinary Meetings held on 7 December 2015 and 21 March 2016.

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

*That Council receive the minutes from the Briagolong Quarry Reserve Committee of Management's Annual General Meeting held on 21 March 2016 including audited financial statements and minutes from the Ordinary Meetings held on 7 December 2015 and 21 March 2016.*

**COUNCILLOR CLEARY / COUNCILLOR DUNCAN**

*That Council receive the minutes from the Briagolong Quarry Reserve Committee of Management's Annual General Meeting held on 21 March 2016 including audited financial statements and minutes from the Ordinary Meetings held on 7 December 2015 and 21 March 2016.*

**CARRIED****ITEM C5.2****PROVISION OF AQUATIC FACILITIES AND SERVICES 2015-2020****OBJECTIVE**

For Council to endorse the Provision of Aquatic Facilities and Services 2015-2020 Final Report ('Final Report').

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

*That Council endorse the Provision of Aquatic Facilities and Services 2015-2020 Final Report.*

**ALTERNATIVE RECOMMENDATION**

That this item lay on the table and is to be presented at a future Council meeting, at which time the "Provision of Aquatic Facilities and Services 2015-2020 Report" will be attached.

**COUNCILLOR CROSSLEY / COUNCILLOR DUNCAN**

That this item lay on the table and is to be presented at a future Council meeting, at which time the "Provision of Aquatic Facilities and Services 2015-2020 Report" will be attached.

**CARRIED**



### ITEM C5.3

### DRAFT WELLINGTON SHIRE COUNCIL COMMUNITY ENGAGEMENT STRATEGY 2016-2020

#### OBJECTIVE

The purpose of this report is for Council to endorse the draft Wellington Shire Council Community Engagement Strategy and release it to the community for comment for a period of five weeks.

#### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

#### RECOMMENDATION

*That Council endorse the draft Wellington Shire Council Community Engagement Strategy 2016-2020 and release it to the community for comment for a period of five weeks.*

#### COUNCILLOR CROSSLEY / COUNCILLOR ROSSETTI

*That Council endorse the draft Wellington Shire Council Community Engagement Strategy 2016-2020 and release it to the community for comment for a period of five weeks.*

**CARRIED**

## D. URGENT BUSINESS

NIL

## E. FURTHER GALLERY AND CHAT ROOM COMMENTS

#### CHAT ROOM

Michael Hobson – Port Albert Resident

Comments relating to Item C3.2

Community of Port Albert feel disappointment with the opportunity to rezone affected land.

RLLR was an inadequate study and did not meet its main objective of identifying land that was inappropriately zoned as Farm Zone.

Meeting Closed 7:18pm