



# WELLINGTON

## SHIRE COUNCIL

*The Heart of Gippsland*

### Resolutions in Brief

To be read in conjunction with the Ordinary Council Meeting Agenda  
20 June 2017

#### **COUNCILLORS PRESENT**

Carolyn Crossley (Mayor)  
Malcolm Hole  
Ian Bye  
Keith Mills  
Darren McCubbin  
Gayle Maher  
Garry Stephens

#### **COUNCILLOR APOLOGIES**

Alan Hall (Deputy Mayor)  
Scott Rossetti

#### **IN ATTENDANCE**

Chris Hastie	- Acting Chief Executive Officer
Glenys Butler	- General Manager Community & Culture
Arthur Skipitaris	- General Manager Corporate Services
John Websdale	- General Manager Development
Trish Dean	- Governance Officer

#### **APOLOGIES**

David Morcom	- Chief Executive Officer
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# ORDINARY MEETING OF COUNCIL – 20 JUNE 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 6 June 2017.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 6 June 2017.*

**COUNCILLOR BYE / COUNCILLOR McCUBBIN**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 6 June 2017*

**CARRIED**

**ITEM A5                      BUSINESS ARISING FROM PREVIOUS MINUTES**

NIL

**ITEM A6                      ACCEPTANCE OF LATE ITEMS**

NIL

**ITEM A7                      NOTICES OF MOTION**

NIL

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

NIL

**ITEM A8(1)                  OUTSTANDING PETITIONS**

NIL

**ITEM A8(2)                  RESPONSE TO PETITION: TO RETRACT THE PROHIBITION NOTICE TO STOP MOTORBIKE ACTIVITY FREESTONE CREEK ROAD BRIAGOLONG**

**OBJECTIVE**

To consider and respond to a petition submitted to Council in relation to a Prohibition Notice which was served on 84 Freestone Creek Road, Briagolong in relation to excessive motorbike activity.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

## RECOMMENDATION

### ***That Council-***

- 1. Write to the head petitioner advising that negotiations have been undertaken and a mutually agreed position has been developed whereby the motorbike activity will be restricted to:***
  - weekends and public holidays for a total of one hour between 9am and 12pm and one hour between 1pm and 5pm***
  - motorbikes can be ridden for one hour on one weekday per week***
  - maximum of two bikes to be ridden at any one time***
  - no use of adult motorbikes on the property (junior motorbikes to be ridden only)***
- 2. Note that the head petitioner acknowledges that should the motorbike activity occur outside these agreed times, a Prohibition Notice under the Public Health and Wellbeing Act 2008 can be re-issued.***

### **COUNCILLOR MILLS / COUNCILLOR BYE**

### ***That Council-***

- 1. Write to the head petitioner advising that negotiations have been undertaken and a mutually agreed position has been developed whereby the motorbike activity will be restricted to:***
  - weekends and public holidays for a total of one hour between 9am and 12pm and one hour between 1pm and 5pm***
  - motorbikes can be ridden for one hour on one weekday per week***
  - maximum of two bikes to be ridden at any one time***
  - no use of adult motorbikes on the property (junior motorbikes to be ridden only)***
- 2. Note that the head petitioner acknowledges that should the motorbike activity occur outside these agreed times, a Prohibition Notice under the Public Health and Wellbeing Act 2008 can be re-issued.***

**CARRIED**

## **ITEM 9 INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS**

Councillor Crossley moved that this item be brought forward in the proceedings.

Judith Bailey, Secretary International Dark-Sky Association Victoria (Chapter), presented the Mayor with a framed certificate in recognition of Council's decision not to support a 2015 petition requesting street lights in the Honeysuckles. Judith thanked Council for preserving the natural night time environment of the Honeysuckles which helps to preserve the ambience and conservation of nocturnal wildlife and eco systems.

Councillor McCubbin presented to the Mayor, a 50<sup>th</sup> Anniversary Banner on behalf of the Lions Club of Sale. Councillor McCubbin thanked the Lions Club members for their continued efforts with supporting the community.

## **ITEM A10 QUESTIONS ON NOTICE**

**NIL**

ITEM A11(1)

**MAYOR'S REPORT**

**RECOMMENDATION**

*That the Mayor's report be noted.*

**COUNCILLOR BYE / COUNCILLOR McCUBBIN**

*That the Mayor's report be noted.*

**CARRIED**

ITEM: A12(1)

**YOUTH COUNCIL REPORT**

**RECOMMENDATION**

*That Council receive the Youth Mayor's Quarterly Report.*

**COUNCILLOR MAHER / COUNCILLOR BYE**

*That Council receive the Youth Mayor's Quarterly Report.*

**CARRIED**

**B**

**DELEGATES REPORT**

NIL

ITEM C1.1

**CHIEF EXECUTIVE OFFICER'S REPORT**

**RECOMMENDATION**

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

**COUNCILLOR McCUBBIN / COUNCILLOR MILLS**

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

**CARRIED**

**ITEM C1.2****MAY 2017 PERFORMANCE REPORT****OBJECTIVE**

For Council to receive and note the May 2017 Council Performance Report.

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

*That Council receive and note the May 2017 Council Performance Report as attached.*

**COUNCILLOR STEPHENS / COUNCILLOR BYE**

*That Council receive and note the May 2017 Council Performance Report as attached*

**CARRIED**

**ITEM C1.3****COUNCIL'S SUBMISSION FOR THE MUNICIPAL ASSOCIATION ACT  
REVIEW****OBJECTIVE**

To approve Council's attached submission to the Victorian State Government's Consultation Paper which details possible reforms to the Municipal Association Act.

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

*That Council approve the attached submission to the Victorian State Government's Consultation Paper which details possible reforms to the Municipal Association Act.*

**COUNCILLOR HOLE / COUNCILLOR MAHER**

*That Council approve the attached submission to the Victorian State Government's Consultation Paper which details possible reforms to the Municipal Association Act.*

**CARRIED**

**ITEM C1.4**

**COUNCIL'S SUBMISSION FOR THE INQUIRY INTO THE  
SUSTAINABILITY AND OPERATIONAL CHALLENGES OF VICTORIA'S  
RURAL AND REGIONAL COUNCILS**

**OBJECTIVE**

To approve Council's attached submission for the Inquiry into the Sustainability and Operational Challenges of Victoria's Rural and Regional Councils.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council approve the attached submission for the Inquiry into the Sustainability and Operational challenges of Victoria's Rural and Regional Councils.*

**COUNCILLOR HOLE / COUNCILLOR McCUBBIN**

*That Council approve the attached submission for the Inquiry into the Sustainability and Operational challenges of Victoria's Rural and Regional Councils.*

**CARRIED**

**ITEM C2.1**

**ASSEMBLY OF COUNCILLORS**

**OBJECTIVE**

To report on all assembly of Councillor records received for the period 30 May 2017 to 13 June 2017.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council note and receive the attached Assembly of Councillor records for the period 30 May 2017 to 13 June 2017.*

**COUNCILLOR MAHER / COUNCILLOR BYE**

*That Council note and receive the attached Assembly of Councillor records for the period 30 May 2017 to 13 June 2017.*

**CARRIED**



**ITEM C3.1****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 2017, 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 2017.*

**COUNCILLOR BYE / COUNCILLOR MILLS**

*That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 April and 30 April 2017.*

**CARRIED**

**ITEM C3.2****PLANNING SCHEME AMENDMENT C97 – SALE SEWERAGE PUMP STATION****OBJECTIVE**

- To consider a Planning Scheme Amendment request to rezone land at 36-40 Foster Street and 4 Park Street, Sale and remove the Design and Development Overlay – Schedule 2 (Business/Industry Display Area) to facilitate a new Sale Sewerage Pump Station for Gippsland Water.
- To request the Minister for Planning to authorise Council, as the planning authority, to prepare Amendment C97 – Sale Sewerage Pump Station, pursuant to Section 8A of the *Planning and Environment Act 1987* and once Authorisation is granted, proceed to exhibition.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

Paul Young, Gippsland Water Representative

Spoke to Council regarding the plans for stakeholder engagement including the Port Precinct prior to public exhibition.

## RECOMMENDATION

***That:***

- 1. Council having considered the request (refer to Attachment 1), resolve to advance the Planning Scheme Amendment process to facilitate the rezoning of land and deletion of the Design and Development Overlay – Schedule 2, to accommodate a new Sale Sewerage Pump Station.***
- 2. Council pursuant to Section 8A of the Planning and Environment Act 1987, resolve to request the Minister for Planning to Authorise Council, as the planning authority, to prepare Amendment C97 – Sale Sewerage Pump Station (refer to Attachment 2).***
- 3. Council resolve to proceed with the public exhibition of Amendment C97 – Sale Sewerage Pump Station, once Authorisation is granted.***

**COUNCILLOR McCUBBIN / COUNCILLOR MAHER**

***That:***

- 1. Council having considered the request (refer to Attachment 1), resolve to advance the Planning Scheme Amendment process to facilitate the rezoning of land and deletion of the Design and Development Overlay – Schedule 2, to accommodate a new Sale Sewerage Pump Station.***
- 2. Council pursuant to Section 8A of the Planning and Environment Act 1987, resolve to request the Minister for Planning to Authorise Council, as the planning authority, to prepare Amendment C97 – Sale Sewerage Pump Station (refer to Attachment 2).***
- 3. Council resolve to proceed with the public exhibition of Amendment C97 – Sale Sewerage Pump Station, once Authorisation is granted.***

**CARRIED**

## **ITEM C4.1 ROAD MANAGEMENT PLAN 2017**

### **OBJECTIVE**

For Council to approve the attached Road Management Plan 2017, following a review pursuant to provisions of the Road Management (General) Regulations 2016.

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

#### **RECOMMENDATION**

*That Council approve the attached Road Management Plan 2017, following a review pursuant to provisions of the Road Management (General) Regulations 2016.*

**COUNCILLOR STEPHENS / COUNCILLOR BYE**

*That Council approve the attached Road Management Plan 2017, following a review pursuant to provisions of the Road Management (General) Regulations 2016.*

**CARRIED**

#### **ITEM C5.1                      GORDON STREET RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES**

#### **OBJECTIVE**

For Council to receive the minutes from the Gordon Street Recreation Reserve Committee of Management's Ordinary Meeting held on 24 April 2017, including financial statement.

#### **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 24 April 2017, including financial statement.*

**COUNCILLOR HOLE / COUNCILLOR MILLS**

*That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's Ordinary meeting held on 24 April 2017, including financial statement.*

**CARRIED**



## **D. URGENT BUSINESS**

NIL



## **E. FURTHER GALLERY AND CHAT ROOM COMMENTS**

### **CHAT ROOM COMMENTS**

Mr Alan Heywood, Pearsondale Resident

He has noticed smooth traffic movements at the York/Raglan street roundabout since the shrubs have been removed.

Question - Have any of our elected councillors also found it safer to negotiate the intersection, with the improved visibility?

Meeting declared closed at 6:54pm