



# WELLINGTON

## SHIRE COUNCIL

*The Heart of Gippsland*

### Resolutions In Brief

**To be read in conjunction with the Agenda 16 February 2016**

#### **PRESENT**

Councillor – Darren McCubbin – Mayor  
Councillor – John Duncan  
Councillor – Malcolm Hole  
Councillor – Patrick McIvor  
Councillor – Emilie Davine  
Councillor – Peter Cleary  
Councillor – Bob Wenger  
Councillor – Carolyn Crossley

#### **IN ATTENDANCE**

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

#### **APOLOGY**

Councillor – Scott Rossetti

## ORDINARY MEETING OF COUNCIL – 16 FEBRUARY 2016

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

To adopt the minutes of the Ordinary Council Meeting of 2 February 2016 as tabled.

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

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 2 February 2016 as tabled.*

**COUNCILLOR WENGER / COUNCILLOR DAVINE**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 2 February 2016 as tabled.*

**CARRIED**

**ITEM A5****BUSINESS ARISING FROM PREVIOUS MEETING/S**

NIL

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

NIL

**ITEM A7****NOTICE/S OF MOTION**

NIL

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

NIL

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

ITEM	FROM MEETING	COMMENTS	ACTION BY
Reduce the speed limit on a section of Longford-Golden Beach Road to protect our wildlife	2 February 2016	Response to Council 1 March 2016	General Manager Built and Natural Environment

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

Mayor McCubbin presented Councillor Hole with a Certificate of Appreciation from the Dargo Community in acknowledgement of his continued support with Australia Day.

**ITEM A10****QUESTIONS OF NOTICE**

NIL

**ITEM A10(1)****OUTSTANDING QUESTIONS ON NOTICE**

ITEM	FROM MEETING	COMMENTS	ACTION BY
<b>TAFE Rescue Funds</b>	4 November 2015	Discussions are currently being held with Federation Training and we envisage that a response to the question on notice will be provided at the Ordinary Council Meeting to be held on 1 March 2016	Chief Executive Officer
<b>V-Line Passenger Trains from Traralgon to Bairnsdale elimination of blackspots</b>	15 December 2015	Response to the question on notice will be provided at the Ordinary Council Meeting to be held on 16 February 2016	Chief Executive Officer

**ITEM A10(2)****RESPONSE TO QUESTION ON NOTICE**

At the 4 November 2015 Council Meeting, Councillor McIvor asked the following Question on Notice:

“The Victorian Government has committed to make Victoria the “Education State”, promising to deliver a \$320 million TAFE Rescue Fund. Can the CEO please provide council with an update on our local Federation Training campus noting how much of the TAFE rescue fund has been spent, what the effect of this spending is, the enrolment and completion rates at Federation Training’s campuses compared with other comparable institutions across Victoria and future directions.

The following information is supplied in response.

**15 December 2015**

“Council has contacted Federation Training seeking a response to a number of the points raised as these matters are not able to be answered without their input. It is anticipated that we will have a response for Council’s first meeting in 2016.”

**2 February 2016**

“Council has contacted Federation Training seeking a response to a number of the points raised as these matters are not able to be answered without their input. Although we anticipated that we would have a response for Council’s first meeting in 2016 this has not been achieved. Council officers will be meeting with Federation Training over the coming weeks and we are hopeful that a final response will be in hand by the end of February 2016.”

**16 February 2016**

“No further information received”.

**ITEM A10(3)****RESPONSE TO QUESTION ON NOTICE**

At the 15 December 2015 Council Meeting, Councillor Hole asked the following Question on Notice:

***“That the CEO of Wellington Shire Council:-***

***Make contact with the Transport Minister, Jacinta Allen, and the CEO of V-Line requesting that black spot areas on the passenger trains from Traralgon to Bairnsdale be dealt with at the same time as the Dandenong to Traralgon sector***

The following information is supplied in response.

2 February 2016

“No response received.”

16 February 2016

A letter was sent 21 January 2016 addressed to The Hon Jacinta Allen MP and counter copies sent to The Hon Jaala Pulford, Minister for Regional Development and Mr Theo Taifalos, Chief Executive Officer V/Line Pty Ltd.

No formal responses have been received to date.

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

***That the Mayor’s report be noted.***

***COUNCILLOR McIVOR / COUNCILLOR DUNCAN***

***That the Mayor’s report be noted.***

***CARRIED***

Mayor McCubbin provided an update regarding a meeting with Minister for Public Transport Jacinta Allan. Mayor McCubbin, CEO David Morcom, Jacinta Allan and CEO V/Line Gary Liddle discussed the current public transport issues and in particular the trains and bus replacement services currently operating from Traralgon and the problems with Velocity trains. Mayor McCubbin expressed his concerns with a number of issues concerning the current bus replacement service not being conducive to the needs of the diverse communities of Gippsland.

**ITEM B****DELEGATES REPORTS**

NIL

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

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

**COUNCILLOR McIVOR / COUNCILLOR CROSSLEY**

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

**CARRIED**

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

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

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

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

**COUNCILLOR CLEARY / COUNCILLOR CROSSLEY**

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

**CARRIED**

**ITEM C1.3****AUSTRALIAN BROADCASTING CORPORATION  
AMENDMENT (RURAL AND REGIONAL ADVOCACY) BILL 2015****OBJECTIVE**

To provide Council with an opportunity to support the Private Senator's Bill (Australian Broadcasting Corporation Amendment (Rural and Regional Advocacy) Bill 2015) which refers the workings of the ABC in regional areas to the Environment and Communications Legislation Committee of inquiry and reporting.

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

*That Council note and approve the draft submission (attached) regarding the function of the Australian Broadcasting Corporation in regional areas.*

**COUNCILLOR CLEARY / COUNCILLOR DAVINE**

*That Council note and approve the draft submission (attached) regarding the function of the Australian Broadcasting Corporation in regional areas.*

**CARRIED**

**ITEM C1.4****TIMBER TOWNS VICTORIA EXECUTIVE COMMITTEE****OBJECTIVE**

For Council to nominate Councillor Bob Wenger for the Timber Towns Victoria, Executive Committee for 2016.

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

*That Council nominate Councillor Bob Wenger for the Timber Towns Victoria, Executive Committee for 2016.*

**COUNCILLOR HOLE / COUNCILLOR CROSSLEY**

*That Council nominate Councillor Bob Wenger for the Timber Towns Victoria, Executive Committee for 2016.*

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

To report on all assembly of Councillor records received during the period 26 January 2016 to 9 February 2016.

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

*That Council note and receive the attached Assembly of Councillors records received during the period 26 January 2016 to 9 February 2016.*

**COUNCILLOR DAVINE / COUNCILLOR WENGER**

*That Council note and receive the attached Assembly of Councillors records received during the period 26 January 2016 to 9 February 2016.*

**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 November and December 2015 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 November and 31 December 2015.*

**COUNCILLOR McIVOR / COUNCILLOR CLEARY**

*That Council note the report on recent planning permit trends and Planning Application Determinations between 1 November and 31 December 2015.*

**CARRIED**

## ITEM C3.2

## AMENDMENT C80 – GORMANDALE MAPPING CORRECTION

### OBJECTIVE

For Council to resolve to:

1. Consider all submissions made to Planning Scheme Amendment C80- Gormandale Mapping Correction;
2. Adopt Planning Scheme Amendment C80 – Gormandale Mapping Correction to rezone land from the Rural Living Zone Schedule 2 to the Township Zone; and
3. Request the Minister for Planning to approve Planning Scheme Amendment C80 – Gormandale Mapping Correction to rezone land from the Rural Living Zone Schedule 2 to the Township Zone under the provisions of the *Planning and Environment Act 1987*.

### RECOMMENDATION

*That*

1. Council, pursuant to Section 22 of the *Planning and Environment Act 1987*, consider all submissions made to Amendment C80 - Gormandale Mapping Correction (refer to Attachment 1).
2. Council, pursuant to Section 29 of the *Planning and Environment Act 1987*, resolve to adopt Amendment C80 - Gormandale Mapping Correction (refer to Attachment 2).
3. Council, pursuant to Section 31 of the *Planning and Environment Act 1987*, resolve to request the Minister for Planning to approve Amendment C80 - Gormandale Mapping Correction.

COUNCILLOR WENGER / COUNCILLOR CROSSLEY

*That*

1. Council, pursuant to Section 22 of the *Planning and Environment Act 1987*, consider all submissions made to Amendment C80 - Gormandale Mapping Correction (refer to Attachment 1).
2. Council, pursuant to Section 29 of the *Planning and Environment Act 1987*, resolve to adopt Amendment C80 - Gormandale Mapping Correction (refer to Attachment 2).
3. Council, pursuant to Section 31 of the *Planning and Environment Act 1987*, resolve to request the Minister for Planning to approve Amendment C80 - Gormandale Mapping Correction.

CARRIED

### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

**ITEM C5.1****DARGO NEIGHBOURHOOD SAFER PLACE / PLACE OF LAST RESORT****OBJECTIVE**

For Council to withdraw consent to designate vacant land at the rear of the Dargo Hotel as the Neighbourhood Safer Place/Place of Last Resort (NSP/PLR) for the township of Dargo.

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

*That Council withdraw consent to designate vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land as the Neighbourhood Safer Place/Place of Last Resort (NSP/PLR) for the township of Dargo under the Country Fire Authority Act 1958 s 50J (5) in that: the Country Fire Authority has certified (vacant land at the rear of the Dargo Hotel, being Part PC 362248 and Part Crown Land) the place under this section but the council is satisfied on reasonable grounds that it is not appropriate for the place to continue to be a designated neighbourhood safer place.*

**COUNCILLOR CROSSLEY / COUNCILLOR HOLE**

*That Council withdraw consent to designate vacant land at the rear of the Dargo Hotel, being part PC 362248 and part Crown Land as the Neighbourhood Safer Place/Place of Last Resort (NSP/PLR) for the township of Dargo under the Country Fire Authority Act 1958 s 50J (5) in that: the Country Fire Authority has certified (vacant land at the rear of the Dargo Hotel, being Part PC 362248 and Part Crown Land) the place under this section but the council is satisfied on reasonable grounds that it is not appropriate for the place to continue to be a designated neighbourhood safer place.*

**CARRIED**

**ITEM C5.2****BRIAGOLONG RECREATION RESERVE COMMITTEE OF  
MANAGEMENT MEMBERSHIP****OBJECTIVE**

For Council to appoint the nominated Briagolong Cricket Club representative to the Briagolong Recreation Reserve Committee of Management, as detailed in the attached confidential report, for the remainder of the 3 year period, ending 18 December 2018.

**RECOMMENDATION*****That:***

- 1. Council adopt the recommendation contained in the confidential report at Item F1.1 of the Council Meeting Agenda for Briagolong Recreation Reserve Committee of Management Membership; and***
- 2. The information contained in the attached document Item F1.1 Briagolong Recreation Reserve Committee of Management Membership 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 Community and Culture on 29 January 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, except that once this recommendation has been adopted the name of the successful member can be made public.***

**COUNCILLOR CLEARY / COUNCILLOR WENGER*****That:***

- 1. Council adopt the recommendation contained in the confidential report at Item F1.1 of the Council Meeting Agenda for Briagolong Recreation Reserve Committee of Management Membership; and***
- 2. The information contained in the attached document Item F1.1 Briagolong Recreation Reserve Committee of Management Membership 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 Community and Culture on 29 January 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, except that once this recommendation has been adopted the name of the successful member can be made public.***

**CARRIED**



## **D. URGENT BUSINESS**

NIL



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

### **CHAT ROOM -**

Tessa Bland

Asked council if they have a policy on bananas

### **GALLERY COMMENTS**

Adam Dunning, Sale

Spoke to Council regarding problems with Indian Myna Birds and in particular the increase in numbers of this introduced species. Mr Dunning requested that Council undertake research into how problematic it is within the shire and if so what can be implemented to address the problem. Suggested that Council contact other organisations (City of Bayside, RSPCA, City of Casey, Landcare Network Groups) who have undertaken similar programs with success.

Alan Heywood, Pearsondale Resident

Spoke to Council regarding the following:

1. MacAlister St and Desailly St, Sale roundabout working well since reduction of plants foliage.
2. Reeve St and MacArthur St, Sale roundabout plants are restricting visibility for oncoming traffic.

Meeting closed 6:52pm