



WELLINGTON
SHIRE COUNCIL
The Heart of Gippsland

Council Meeting Agenda

Meeting to be held at

Port Of Sale Civic Centre

Foster Street, Sale

Tuesday 16 December 2014, commencing at 6pm

**or join Wellington on the Web:
www.wellington.vic.gov.au**

ORDINARY MEETING OF COUNCIL – 16 DECEMBER 2014

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Council Meeting Information

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Members of the public who are not in attendance at the Council meeting but who wish to communicate with the Council via the webcasting chat room should lodge their questions or comments early in the meeting to ensure that their submissions can be dealt with at the end of the meeting.

Please could gallery visitors and Councillors ensure that mobile phones and other electronic devices are turned off or in silent mode for the duration of the meeting.



A - PROCEDURAL



STATEMENT OF ACKNOWLEDGEMENT

***“We acknowledge the traditional custodians
of this land the Gunaikurnai people,
and pay respects to their elders past and present”***



PRAYER

***“Almighty God, we ask your blessing upon the Wellington
Shire Council, its Councillors, officers, staff and their families.
We pray for your guidance in our decisions so that the
true good of the Wellington Shire Council may result to
the benefit of all residents and community groups.”***

Amen



A - PROCEDURAL

A4 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING/S

ITEM A4

ADOPTION OF MINUTES OF PREVIOUS MEETING/S

ACTION OFFICER:

ACTING GENERAL MANAGER GOVERNANCE

DATE:

16 DECEMBER 2014

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of 2 December 2014 as tabled.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 2 December 2014 as tabled.



A - PROCEDURAL

A5 BUSINESS ARISING FROM PREVIOUS MEETING/S

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

ACTION OFFICER

CHIEF EXECUTIVE OFFICER

DATE:

16 DECEMBER 2014

ITEM	FROM MEETING	COMMENTS	ACTION BY
Item C4.2 Proposed transfer of land to Gippsland Water	5 November 2014	<u>2 December 2014</u> Contact has been made with Gippsland Water to seek the additional information that Council require. Awaiting a response from Gippsland Water.: <u>16 December 2014</u> Awaiting response	Manager Built Environment/ Coordinator Commercial Facilities Management

ITEM C4.2**PROPOSED TRANSFER OF LAND TO GIPPSLAND WATER**

DIVISION: BUILT AND NATURAL ENVIRONMENT
 ACTION OFFICER: MANAGER BUILT ENVIRONMENT
 DATE: 5 NOVEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

OBJECTIVE

For Council to consider a request from Central Gippsland Region Water Corporation (trading as Gippsland Water) to transfer a parcel of Council owned land to be used as an underground pumping station.

BACKGROUND

Gippsland Water have written to Council seeking an area of land for a new pumping station to be located in part of the Stead Street Reserve, Sale (see Attachment One for an aerial overview). They have indicated that the current pump is to be replaced and whilst the existing pumps location is within land controlled by Gippsland Water this location is not suitable for a new pumping station for logistical reasons.

Accordingly Gippsland Water is seeking Council to transfer land in order to accommodate a new pumping station. The area of land, with its increased footprint, will ensure the sewer system can cope with existing and future capacity requirements. Gippsland Water have stated that the existing infrastructure has exceeded its lifespan and capacity rating and there is some risk of failure which may result in a spill of sewer into surrounding areas.

Gippsland Water have drafted a proposed plan of subdivision to allow them to acquire land for the new pump station within the Stead Street Recreation Reserve (see Attachment Two). This has been reviewed by relevant Wellington Shire Council Business Units who have no objection to the proposed land transfer.

Gippsland Water have indicated that the transfer of land should be at no consideration as the project was instigated for the benefit of residents and the works will provide a benefit to Council in ensuring that sewerage facilities are available for future subdivisions. In light of this, Gippsland Water will meet all legal and design costs and disbursements (see Attachment Three).

The report however recommends that the consideration for the transfer of land be at market valuation.

OPTIONS

Council has the following options available:

1. Transfer the land at no consideration; or
2. Require a financial consideration as a term of the transfer. For the purposes of assessing the land value a valuation has been commissioned.

PROPOSAL

That:

1. Council resolve to transfer to Central Gippsland Region Water Corporation (Gippsland Water) Part of Certificate of Title Volume 4867 Folio 847, Lot 1 TP 205342 as described on draft PS704992E, at the assessed market valuation as consideration with Gippsland Water meeting all costs; and
2. Council enact the provisions of Section 191 of the *Local Government Act 1989* (the Act) to authorise the transfer of the agreed land parcel to Gippsland Water at the assessed market valuation as noting that the public notification process stipulated under Section 189 of the *Local Government Act* is not applicable in this case.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

An appropriate market valuation has been commissioned for council by Gippsland Water and the land has been valued at \$13,000 (see excerpt in Attachment Four).

Gippsland Water have stated they will meet all costs associated with the preparation of the plans of subdivision, all legal expenses and the lodgement of the plans at Land Victoria for issue of titles, and other direct costs.

COMMUNICATION IMPACT

No communication impacts have been identified.

LEGISLATIVE IMPACT

Council is exempt from the provisions of the *Local Government Act 1989*, Section 189, with respect to the transfer of lands effected with a "public body" as defined in the legislation. As such, Council is exempt from the requirement to publically advertise the proposed land transfer and to receive submissions.

Gippsland Water as the acquiring authority must comply with the provisions of the *Land Compensation and Acquisition Act 1989* (Vic) which requires the Authority to serve an acquisition notice on the Council.

Any planning permit requirements would need to be satisfied by Gippsland Water for the land to be used as a pump station.

COUNCIL POLICY IMPACT

The proposed transfer does not conflict with Council's policy regarding Sale, Exchange and Acquisition of Land.

The policy outlines that transactions should be in the interests of the community and provide the best result (financial and non-financial).

It has been assessed that there is no specific justification that the land should be transferred at less than market value and this is reflected in the reports recommendation.

COUNCIL PLAN IMPACT

The Council Plan 2013-17 Theme 4 Infrastructure states the following strategic objective and related strategies:

Strategic Objective

“Assets and infrastructure that meet current and future community needs.”

Strategy

“4.1 Undertake service delivery planning to provide community assets in response to identified needs”.

This report supports the above Council Plan strategic objective and strategies.

RESOURCES AND STAFF IMPACT

Workload requirements resulting from this proposal will be met from existing resources.

COMMUNITY IMPACT

Substantial community benefit will result from ensuring that there is reduced potential for the failure of the sewer pump system.

ENVIRONMENTAL IMPACT

The transfer will support the benefits from the sewerage scheme by removing the potential for effluent seepage into the Gippsland Lakes.

In relation to any amenity impacts such as noise or odour, Gippsland Water have advised that the proposed design is in line with Gippsland Water's standards. Gippsland Water does not believe the pump station will impact the surrounding houses or users of the reserve in terms of noise or odour. There may be some impact during construction and Gippsland Water will coordinate with the users of the reserve and the adjacent landowner to ensure minimal disruption to them.

CONSULTATION IMPACT

Council has requested that Gippsland Water consult and inform relevant stakeholders regarding the project, including users of the recreation reserve and adjoining land owner/occupiers. Following enquiries, Gippsland Water received no objections to consultation undertaken with the user groups of the Recreation Reserve.

Gippsland Water have advised that there is only one surrounding resident who may be impacted and pursuant to s175 of the *Water Act 1989 (Vic)* Gippsland Water is required to serve a notice advising of the work and seek submissions. This will occur once the land tenure is known. In the

interim Gippsland Water will write to the landowner and occupier (if different) to advise of the possible works.

It should be noted that the existing pump station control cabinet is located to the north of this property in the road reserve. These works will be removed as part of the decommissioning.

RISK MANAGEMENT IMPACT

No issues of risk management have been identified as applicable in approving the transfer of Council land.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That:

- 1. Council resolve to transfer to Central Gippsland Region Water Corporation (Gippsland Water) Part of Certificate of Title Volume 4867 Folio 847, Lot 1 TP 205342 as described on draft PS704992E, at the assessed market valuation as consideration with Gippsland Water meeting all costs; and***
- 2. Council enact the provisions of Section 191 of the Local Government Act 1989 (the Act) to authorise the transfer of the agreed land parcels to Gippsland Water at the assessed market valuation as consideration noting that the public notification process stipulated under Section 189 of the Act is not applicable in this case.***

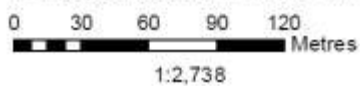
ATTACHMENT ONE



Stead Street Recreation Reserve Sale



Print Date: 26/08/2014 1:41:03 PM



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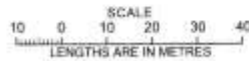
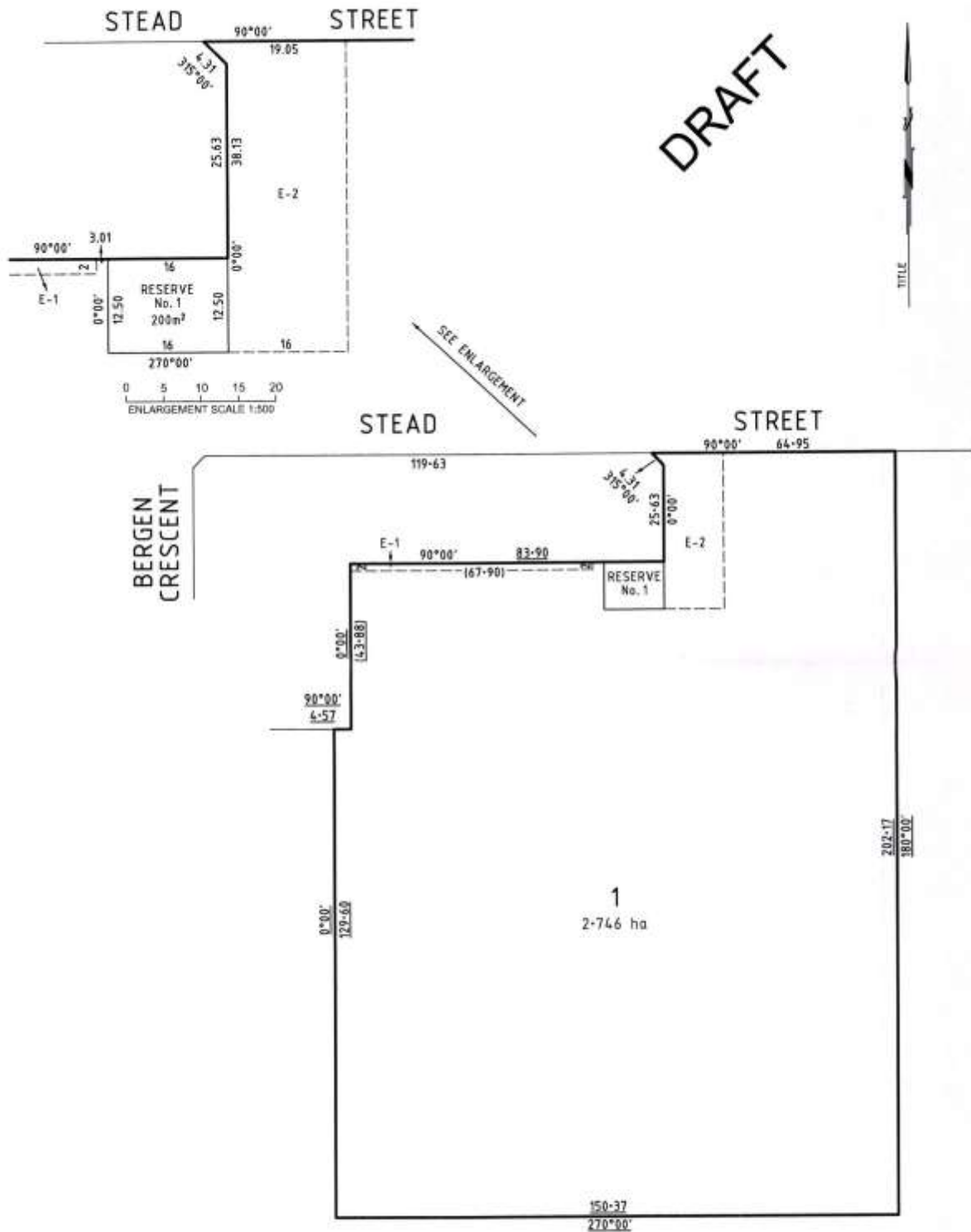
ATTACHMENT TWO

PLAN OF SUBDIVISION PURSUANT TO SECTION 35 SUBDIVISION ACT 1988		EDITION 1	PS704992E	
<p style="text-align: center;">LOCATION OF LAND</p> <p>Parish : SALE Township : — Section : 1 Crown Allotment : 23(PT) Crown Portion : — Title Reference : Vol: 9467 Fol: 847 Last Plan Reference : TP205342 (LOT 1) Postal Address : STEAD STREET (At time of subdivision) SALE 3850 MGA94 Co-Ordinates (of approx centre of land in plan) E 507 570 ZONE: 55 N 5 782 450 GDA 94</p>		DRAFT		
		NOTATIONS		
		DEPTH LIMITATION OF 15.24m APPLIES TO C.A. 144 & 142(PT) ONLY		
VESTING OF ROADS AND/OR RESERVES				
IDENTIFIER	COUNCIL/BODY/PERSON			
	Land to be acquired by compulsory process: — Land to be acquired by agreement: RESERVE No. 1 All the land is to be acquired free from all encumbrances other than any easements specified on this plan. Survey: This plan is based on survey. To be completed where applicable: This survey has been connected to permanent marks no(s) SALE PMS 190 In Proclaimed Survey Area No. —			
NOTATIONS				
<p>ADDITIONAL PURPOSE OF PLAN CREATION OF CARRIAGEWAY, ELECTRICITY SUPPLY, WATER SUPPLY & SEWERAGE EASEMENTS SHOWN AS E-2 ON THIS PLAN</p> <p>GROUND FOR CREATION BY AGREEMENT OF INTERESTED PARTIES UPON REGISTRATION OF THIS PLAN</p>		<p>STAGING This is not a staged subdivision. Planning Permit No. —</p> <p>Underlined dimensions are not the result of this survey. Area of Lot 1 has been derived by deduction from Title.</p>		
EASEMENT INFORMATION				
LEGEND: A - Appurtenant Easement E - Encumbering Easement R - Encumbering Easement (Road)				
Easements marked (-) are existing easements. Easements marked (+) are created upon registration of this plan. Easements marked (*) are created when the appropriate vesting date is recorded or transfer registered. Easements marked (#) are removed when the appropriate vesting date is recorded or transfer registered.				
Easement Reference	Purpose	Width (Metres)	Origin	Land Benefited/In Favour Of
(-) E-1	DRAINAGE	2	LP139747	LOTS IN LP139747
(+) E-2	ELECTRICITY SUPPLY BY UNDERGROUND CABLE	SEE PLAN	THIS PLAN	CENTRAL GIPPSLAND REGION WATER CORPORATION
(+) E-2	CARRIAGEWAY	SEE PLAN	THIS PLAN	CENTRAL GIPPSLAND REGION WATER CORPORATION
(+) E-2	WATER SUPPLY & SEWERAGE AS SPECIFIED & SETOUT IN MEMORANDUM OF COMMON PROVISIONS No. AA2378	SEE PLAN	THIS PLAN	CENTRAL GIPPSLAND REGION WATER CORPORATION
		DIGITALLY SIGNED BY LICENSED SURVEYOR: JONATHAN PAUL NEILSON REF 30041441S VERSION A		Sheet 1 of 3 Sheets ORIGINAL SHEET SIZE A3

PLAN OF SUBDIVISION
PURSUANT TO SECTION 35 SUBDIVISION ACT 1988

EDITION 1

PS 704992E



ORIGINAL
SCALE
1:1000

Sheet 2
ORIGINAL SHEET SIZE A3
WELLINGTON SHIRE COUNCIL

DIGITALLY SIGNED BY LICENSED SURVEYOR:
JONATHAN PAUL NEILSON
REF 30041441S VERSION A

ATTACHMENT THREE

Our reference:
Your reference:

9 May 2014

Mr Daniel Gall
Coordinator Commercial Facilities Management
Wellington Shire Council
70 Foster Street
SALE 3850



GIPPSLAND
WATER

Hazelwood Road
PO Box 348
Traralgon Victoria 3844
Telephone: (03) 81774800
Facsimile: (03) 8174 8103
contactus@gippswater.com.au
www.gippswater.com.au

Dear Sir

**RE: LAND REQUIRED BY GIPPSLAND WATER
STEAD STREET RESERVE LOT 1 TP205342**

We refer to recent discussions between yourself and Glenn Nankervis regarding the new pump station to be located within Stead Street Reserve.

The existing pump station located in road reserve on Stead Street is to be replaced and for logistical reasons it was decided that it should not be located in the road reserve. The present location of the pump is not suitable for the new pump station as it requires an increase in plant footprint to cope with current and future capacity. The present location is also impractical as, being the road reserve, it poses a risk to work personnel during maintenance procedures.

The current facility has exceeded its lifespan and capacity rating. It is at risk of failure and possible spill of sewer to the surrounding area. The proposed facility will allow for any future subdivisional progression. The costs associated with the implementation of this project are estimated to be \$730,000.00.

In consultation with Council, suitable land for the proposed pump station has been identified as Part of Certificate of Title Volume 4867 Folio 847, Lot 1 TP205342 which is owned by Council. Gippsland Water seeks to acquire a small reserve within this land by agreement with Council.

We enclose for your information a draft plan of subdivision showing the proposed location of the reserve which will be 200 metres square. In addition to the reserve Gippsland Water is seeking an easement for drainage, electricity, carriageway and water supply and sewerage. The easements will be co-located within an area of approximately 613 metres square.

The water supply and sewerage easement is as specified in the Memorandum of Common Provisions No AA 2378 a copy of which is attached for your information.

This project was instigated for the benefit of residents and the works will provide a benefit to Council in ensuring that, sewerage facilities are available for future subdivisions.

It is often the case that the transfer of land between Government bodies is for no payment. Gippsland Water requests that Council consider providing the reserve to Gippsland Water at no cost. Gippsland Water will of course meet all the legal and design costs and disbursements.

If you require any further information in regard to the land acquisition, please contact Donna Wardle, Land and Legal Advisor on 5177 4678.

Yours sincerely



Tony Staley

GENERAL MANAGER COMMERCIAL SERVICES

enc

ATTACHMENT FOUR

Our reference:
Your reference:

14 August 2014

Mr Daniel Gall
Coordinator Commercial Facilities Management
Wellington Shire Council
70 Foster Street
SALE 3850



Dear Sir

**RE: LAND REQUIRED BY GIPPSLAND WATER
STEAD STREET RESERVE LOT 1 TP205342**

We refer to the above matter and previous correspondence.

In accordance with your email of 13 June 2014 Gippsland Water has obtained a valuation through the Valuer General's Office. The valuation was conducted by Herron Todd White. It is in the amount of \$13,000.00. We enclose a copy for your information.

Gippsland Water is seeking to acquire the land by agreement. This can be achieved by way of a written agreement or simply, Council approving the plan of subdivision and executing the Transfer.

In respect to the consultation requested by Council we advise Lorraine Glover of St Johns Ambulance had no issue with the location or the construction. Mr Ross Coulthard of the Sale Cricket Club had no issue with the location or construction other than whether the pump station would be fenced, to which we advised "no", and access to enable patrons to park vehicles to which we advised "there should be ample room to allow traffic through".

We apologise for the delay in providing this information. We ask that Council no consider the request for the reserve.

If you require any further information in regard to the land acquisition, please contact Donna Wardle, Land and Legal Advisor on 5177 4678.

Yours sincerely

A handwritten signature in cursive script, appearing to read "Lynley Keene".

Lynley Keene
MANAGER COMMERCIAL SERVICES
enc



**Department of Transport,
Planning and Local Infrastructure**

RECEIVED
14 AUG 2014

BY:

Valuer-General Victoria Reference: S129584

Valuer-General Victoria
Level 15, 570 Bourke Street
Melbourne Victoria 3000 Australia
Telephone: 03 8636 2515
www.dtpli.vic.gov.au
DX 250639

13 August 2014

**Lynley Keene
Manager Commercial Services
Central Gippsland Region Water Corporation
55 Hazelwood Road
TRARALGON VIC 3844**

Attention: Donna Wardle

WELLINGTON
SHIRE COUNCIL
18 AUG 2014
RECEIVED

Dear Lynley

**RE: Request for Compensation Valuation
Lot 1 on TP205342R
Stead Street, Sale Vic 3850**

Thank you for your instructions dated 27 June 2014. Please find enclosed a report and valuation from Mr Craig McMillan, Valuer, of Herron Todd White (Consolidated) Pty Ltd, the delegated contract valuer for the above-mentioned property. The valuation has been made in accordance with the provisions of the Valuation of Land Act 1960.

The contents of this report and the methodology and calculations applied to the valuation have been examined by a Valuer from this Office and you are advised that the valuation is certified as meeting the standard of Valuer-General Victoria for quality and accuracy.

Valuer-General Victoria (VGV) reports and valuations are valid for three (3) months from the date of valuation unless otherwise stipulated in the certification letter or report. VGV will not accept any responsibility for your agency's reliance upon a report and valuation beyond that period. Therefore, a review of this opinion should be sought after 3 months, if no transaction has taken place.

Please note that a fee for providing this assessment will be forwarded in due course.

Should a conference of valuers be required or if you have any queries in regard to this matter you should direct these enquiries through this Office by contacting Mr Gary Wills, Senior Valuer, Government Valuations on (03) 8636 2580.

Yours sincerely

ROBERT MARSH
Valuer-General

j:\vgv\generalvaluations\waterauthorities\gippsland water\s129584.docx\fb



(Panel) (L) General Valuations (19/03/2014) Ver. 0.8



A - PROCEDURAL

A6 ACCEPTANCE OF LATE ITEMS



A - PROCEDURAL

A7 NOTICE/S OF AMENDMENT OR RESCISSION



A - PROCEDURAL

A8 NOTICE/S OF MOTION



A - PROCEDURAL

A9 RECEIVING OF PETITIONS OR JOINT LETTERS

ITEM A9(1)**OUTSTANDING PETITIONS**

ACTION OFFICER

GOVERNANCE

DATE:

16 DECEMBER 2014

ITEM	FROM MEETING	COMMENTS	ACTION BY
Upgrade and maintain safer road surface on the Longford to Golden Beach Road	2 December 2014	Refer to Item A9(2) listed below	Manager Built Environment

ITEM A9(2)**RESPONSE TO PETITION – LONGFORD GOLDEN BEACH ROAD**

DIVISION: BUILT AND NATURAL ENVIRONMENT
 ACTION OFFICER: MANAGER BUILT ENVIRONMENT
 DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓				✓	✓			✓	

OBJECTIVE

To consider and respond to the petition from Golden Paradise Beach Residents and Ratepayers Association received by Council at its meeting of 2 December 2014, requesting improvement works on the Longford Golden Beach Road.

BACKGROUND

VicRoads is the Responsible Road Authority of Longford Golden Beach Road for a distance of approximately 25.6km, between the South Gippsland Highway at Longford and the Loch Sport turn off. Wellington Shire Council is the Responsible Road Authority for the remaining 4.1 km between the Loch Sport turn off and Golden Beach Township.

Both VicRoads and Wellington Shire Council are required to undertake inspection, maintenance and repair activities over the respective sections for which they are responsible.

The section for which Wellington Shire Council is the Responsible Road Authority is a 6.4m wide two lane single carriage way rural road. There were no pavement defects recorded in the latest road inspection undertaken in line with Council's Road Management Plan.

From the description presented within the correspondence tabled at the Council meeting of 2 December 2014, it is apparent that issues highlighted are within the section for which VicRoads is the Responsible Road Authority.

OPTIONS

That Council:

1. Receive and note the petition from the Golden Beach Residents and Ratepayers Association requesting improvement works to Golden Beach Road;
2. Direct the Chief Executive Officer to forward the petition to the VicRoads Regional Office for their attention; or
3. Direct the Chief Executive Officer to advise the head petitioner that VicRoads is the Responsible Road Authority for the majority of the area referred to in the petition and the action taken.

PROPOSAL

That:

1. Council receive and note the petition from the Golden Beach Residents and Ratepayers Association requesting improvement works to Golden Beach Road;
2. Council direct the Chief Executive Officer to forward the petition to the VicRoads Regional Office for their attention;
3. Council direct the Chief Executive Officer to advise the head petitioner that VicRoads is the Responsible Road Authority for the majority of the area referred to in the petition and the action taken.

CONFLICT OF INTEREST

No Staff and/or Contractors involved in the compilation of this Report have declared a Conflict of Interest.

FINANCIAL

There are no financial implications with the options presented.

LEGISLATIVE

Public Roads in Victoria are managed in line *Road Management Act 2004 (the Act)*. Under *the Act*, road authorities have a duty to inspect, maintain and repair public roads. Road Authorities may develop and publish a Road Management Plan, to set the relevant standard in relation to the discharge of these duties and to establish a management system for road management functions based on policy and operational objectives, taking into account available resources.

COUNCIL PLAN IMPACT

The Council Plan 2013-2017 Theme 1 Leadership and Engagement states the following strategic objective and related strategies:

Strategic Objective

"Our community is informed about Council business and is involved in Council decision making. Council advocates on behalf of the community."

Strategy 1.5

"Advocate on the communities behalf to State and federal agencies, the private sector and industry on a range of issues relevant to Wellington Shire Council."

This report supports the above Council Plan strategic objective and strategies.

RESOURCES AND STAFF IMPACT

The proposal can be undertaken within existing allocated resources.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That:

- 1. Council receive and note the petition from the Golden Beach Residents and Ratepayers Association requesting improvement works to Golden Beach Road;***
- 2. Council direct the Chief Executive Officer to forward the petition to the VicRoads Regional Office for their attention; and***
- 3. Council direct the Chief Executive Officer to advise the head petitioner that VicRoads is the Responsible Road Authority for the majority of the area referred to in the petition and the action taken.***

ITEM A9(3)**RECEIPT OF PETITION: CONSTRUCTION OF A WALKING TRACK ALONG SETTLEMENT ROAD, WURRUK**

DIVISION: BUILT & NATURAL ENVIRONMENT
 ACTION OFFICER: COORDINATOR BUILT ENVIRONMENT PLANNING
 DATE: 16 DECEMBER 2014

Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓							

OBJECTIVE

To present Council with a petition in relation to the construction of a walking track along Settlement Road, Wurruk.

BACKGROUND

A petition containing 72 signatures has been received by Council.

A copy of the petition is attached for Council information.

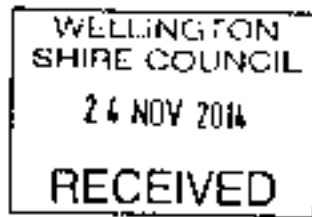
LEGISLATIVE IMPACT

Section L6.59 of Wellington Shire Council Processes of Municipal Government (Meetings and Common Seal) Local Law No 1 provides for petitions and joint letters:

“A petition or joint letter presented to the Council must lay on the table for a period determined by the Council but not exceeding the next two Council Meetings. No motion, other than to receive the petition or joint letter may be accepted by the Chairperson, unless the Council unanimously agrees to deal with it earlier.”

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

That Council receive the attached petition in relation to the construction of a walking track along Settlement Road, Wurruk.



Wellington Shire Council
cc. The Hon Peter Ryan MLA
cc. The Hon Darren Chester MP

21st November 2014

I have lived in Manning Court Warrak for the past 7 years with my wife and 3 children.

During this time there has been considerable development in the outlying area and vehicular traffic on Settlement Road has increased significantly, as has that of pedestrians, cyclists and school children.

Settlement Road has a paved surface with one lane north and one lane south. The posted speed limit is 80kph from the Princes Highway, which increases to 100kph further south near Tylers Road.

There are no sealed shoulders the length of the road and in areas there are no shoulders at all. The difference in height between the roads edge and the gravel shoulder can be as much as 5cm to 10cm (refer photographs 3 & 4). There are also areas where the roads edge is crumbling away, particularly adjacent to private driveways. Both of these factors make riding from the gravel shoulder back to the road surface a real collision or falls risk.

The section of road on the east side between the BP Service Station and Teal Lane has no gravel shoulders at all and grass grows up to the road's edge. If you are to obey the Road Rules you are obliged to walk along this section if walking north and the grass can be very long at times, particularly in the warmer months (refer photographs 5 & 6) which is a significant deterrent for pedestrians.

As you drive south along Settlement Road from the Princes Highway there is a sizeable dip in the road which then rises to a small crest. This rise creates another risk to non-vehicular road users. Pedestrians and cyclists cannot be clearly seen from a distance due to the undulations. This is of greater concern for young children.

Whilst travelling at the posted 80kph speed limit there is little time to react if cyclists or pedestrians obstruct the road. Photograph 10 is taken from outside the first residence on the east side of Settlement Road. It shows a letterbox in the distance of which only the top is visible. The distance to this letterbox from where the photograph was taken is approximately 130 metres. Travelling at the posted speed limit this distance is covered in roughly 4 seconds meaning there is little time to react to an obstruction on the road.

Settlement Road is blessed with wide verges, particularly on the western side. Although the verge exists, it is not suited to cycling or prams due to thick grass which children in particular would find difficult to traverse. Also, in wet weather, pedestrians are reluctant to walk in the grass and instead tend to walk on the roadway.

From my observations the majority of those that use Settlement Road do so between the Princes Highway and Tylers Road. The distance between these two intersections is approximately 1 kilometre. There are many residences serviced by Settlement Road between the Princes Highway and up to and including Tylers Road. There are also a number of residences nearby in Hilltop Avenue and Billabong Road. There is also a bus stop that is used by many primary and secondary school students from a number of local schools (refer photograph 11).

I regularly run and cycle with my family in the wider area and noticed that some gravel paths have been created through a 'green belt' reserve linking Counahan Drive, Arnup Road and Sarah Court in Wurruk. These paths are a great asset to the area and I am sure are used by some local residents. It is this type of path that I am seeking for Settlement Road where safety is a real issue.

I also regularly run out to the Swinge Bridge and have seen the vast sections of concrete paving constructed over the existing gravel walking tracks. These concrete paths are great, however I argue that they are an unnecessary luxury. The existing gravel path was more than serviceable. I can only imagine the significant cost of concreting these paths. I am sure the cost of a small gravel path along Settlement Road would be insignificant in comparison to this project.

A suitable path along Settlement Road would be welcomed by local residents and would also link the larger populations of Wurruk, including Sovereign Estate to the Sale Township. I know of some children living in Sovereign Estate that ride into Sale via Arnup Road and Settlement Road to avoid the Princes Highway. Currently there is no purposely-designed pedestrian track linking this area of Wurruk to Sale. This is a disincentive for people to get out and walk or ride, or if they do sections of the journey would be along the Princes Highway which is less than ideal.

I have personally attended and spoken to all the residents who have signed the attached petition. No person has declined the opportunity to take part in this campaign. I have had overwhelming support from all that I have spoken to. Some stated they had been in contact with the Wellington Shire and local politicians about this issue previously.

Some people no longer walk along Settlement Road due to their concerns for safety. Some have opted to wear high visibility vests for fear of being injured, and others will not allow their children to ride or walk this section of road.

One resident is suffering a degenerative illness. His independence relies heavily on his motorised scooter. He is unable to utilise this scooter on Settlement Road. If he could, he would be able to link up with the upgraded path from the northern end of Wurruk into the Sale Township. This path was constructed as part of the Wellington Shires Shared Path Program.

My primary reason for proposing a path along Settlement Road is not for convenience, but rather my concerns for the safety of non-vehicular road users and in particular local children. There is little margin for error along this section of roadway. I have seen instances where if not for good luck, a collision between a vehicle and pedestrian or cyclist would have occurred. The path would be a welcomed asset to residents in the area and the wider community. There are approximately 85 residences on Settlement Road, Manning Court, Dowling Court, Cashmere Court, Erimen Court, Tylers Road, Hilltop Avenue and Billabong Road.

My proposal would be the construction of a gravel path along the western side of Settlement Road, as the verges are very wide. This should start in the vicinity of Tylers Road to allow better and safer access to the existing bus stop. It will also allow residents of the outlying areas such as Tylers Road, Hilltop Avenue, Billabong Road and also those up in Sovereign Estate a safer alternative.

The path could terminate at the northern end of Settlement Road adjacent to the BP Service Station. Pedestrians and cyclists could then cross the road safely as vehicles are travelling at lower speeds for the intersection with the Princes Highway and visibility is vastly improved. A short section of path could also be constructed through the short cut (refer photograph 8) between the service station and the Princes Highway leading to the safest and most appropriate point to cross over the highway.

I have attached a number of photographs to this letter and explained their relevance where necessary. I have also included an aerial overlay on which I have outlined where I believe the path could be constructed. A petition of local residents is also included.

I hope that this issue can be raised at a future Council Meeting. I would like to be notified in advance when this is to occur to allow local residents to attend to offer their support

I thank you in advance for taking the time to review my submission.

Regards,



Michael Peverill

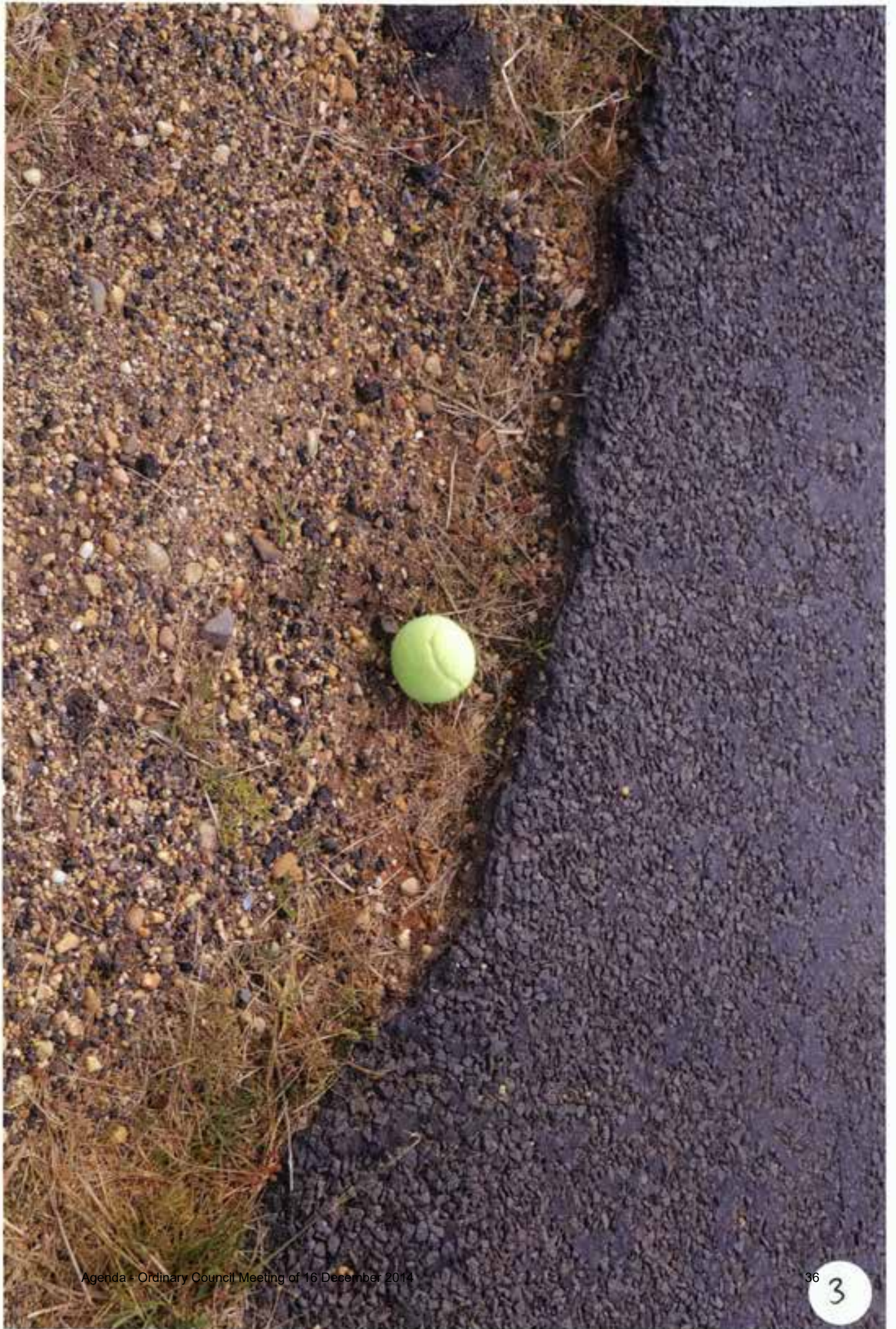
Settlement Road Wurruk

Photo List

1. View of Settlement Road to North from Manning Court showing vehicle about to descend into dip in the road.
2. Same description as photograph 1 however vehicle now obscured in dip in the road.
3. Section of west side of Settlement Road showing crumbling edge.
4. Same section of road depicted in photograph 3 showing difference in height between the road surface and gravel shoulder.
5. View north along Settlement Road showing that there is no gravel shoulder either side of roadway in places.
6. View north showing grass growing to roads edge.
7. Driveway of BP Service Station. Current area designated for crossing Princes Highway is in distance behind the trees.
8. Short cut taken by most pedestrians and cyclists between BP Service Station driveway and Princes Highway.
9. View along Settlement Road to the south.
10. View to the south from dip in the road. Letterbox in distance on left side of road barely visible.
11. View south towards Tylers Road showing bus stop on right side of roadway and no shoulder to walk along.
12. View to north showing approaching vehicle. Large SUV style vehicle which a large portion of it is not visible while in dip.
13. Aerial Photomap of Settlement Road.





















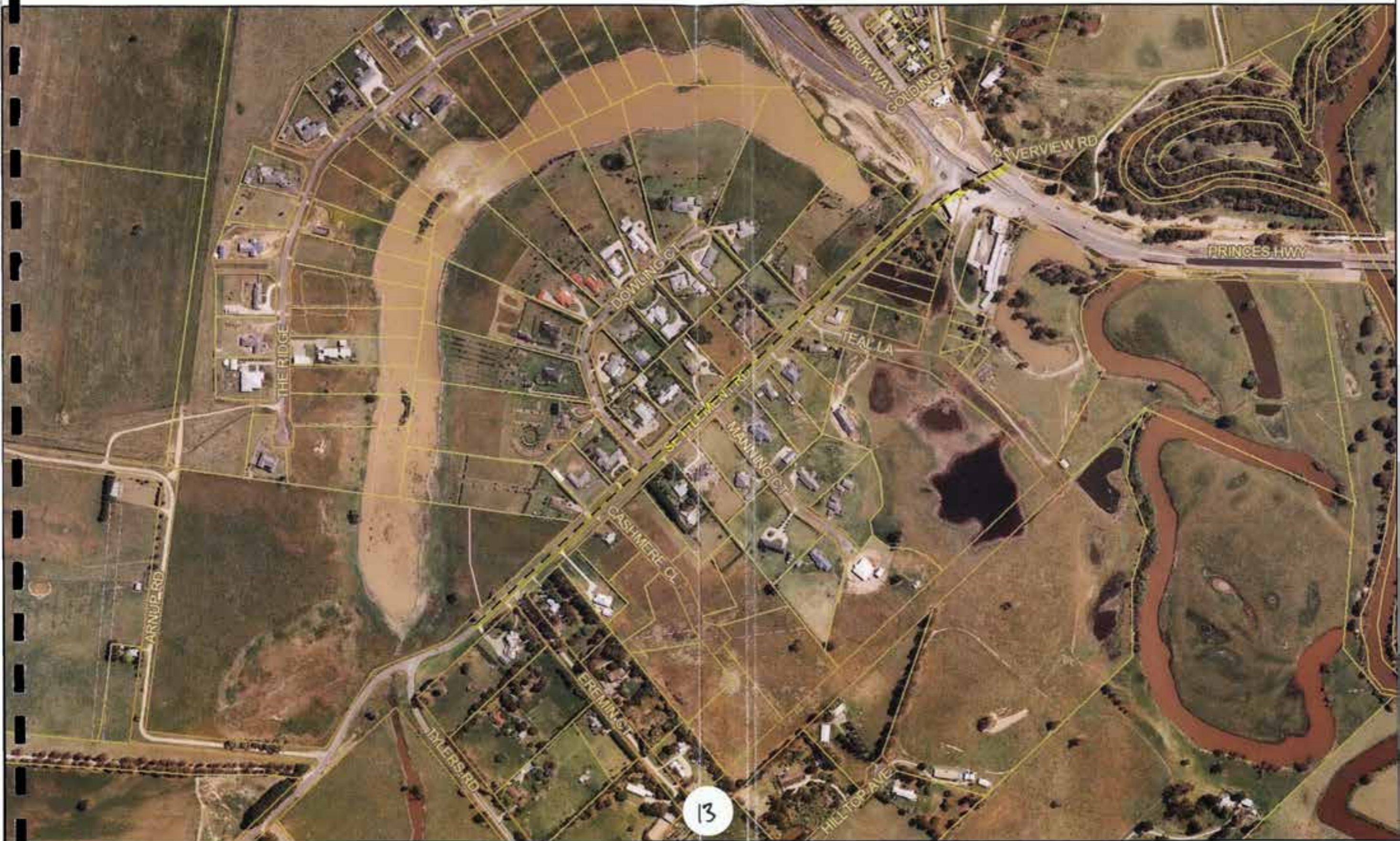






Aerial Photomap








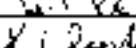
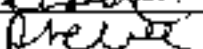
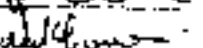
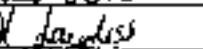

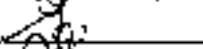
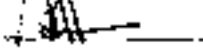

Settlement Road - Wurruk




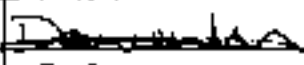
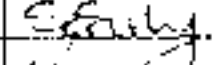




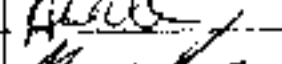



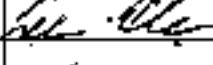
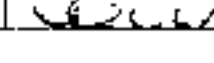


13

100 200 300 400 Metres

Petition in support of walking track along
Settlement Road Wurruk

NAME	ADDRESS	SIGNATURE	DATE
1 Michelle Powell			10/8/14
2 GRAY EVANS			10/8/14
3 Melissa Roberts			10/8/14
4 KYLE BICKNELL			10/8/14
5 Conrad Roberts			10/8/14
6 Vince Stragatini			10/8/14
7 N.L.L. SGE			10/9/14
8 LYNNE DICKSON			10/8/14
9 Karen Sedman			10/8/14
10 Rossy Clark			14/8/14
11 Neil Cross			10/8/2014
12 KAREN LAWLESS			10/8/2014
13 Mikaela Fowler			10/08/14
14 [unclear]			10/08/14
15 Suzanne Harrison			10/08/14

Petition in support of walking track along
Settlement Road Wurruk

	NAME	ADDRESS	SIGNATURE	DATE
16	Linda Mahan			10/8/14
17	Damien Viss			10/8/14
18	Scenicview Ecstasy			10/8/14
17	Ken Cook			10/8/14
20	Emilie McClellan			10/8/14
21	Eileen Jordan			10-8-14
22	Kim Jordan			10-8-14
23	Christine Haran			10/8/14
24	Angie Casella			24/8/14
25	Mark Reid			24/8/14
26	Tracey Sheen			24/8/14
27	Mark Farmer			24/8/14
28	Lindsay Cougwen			24/8/14
29	Caris Eileen			24/8/14
30	Sharon Norris			24/8/14

Petition in support of walking track along
Settlement Road Wurruk

	NAME	ADDRESS	SIGNATURE	DATE
31	TINA HEIBERG			24/8/14
32	JOHN WAINSBY			24/8/14
33	VIC HEIBERG			24/8/14
34	Evelyn M-Adams			24/8/14
35	MARIE VENTRENA			24/8/14
36	KATHERINE STEPHENS			24/8/14
37	DAVID JACKSON			24/8/14
38	Karen Jackson			24/8/14
39	Eileen Burge			24/8/14
40	Nat Van			24/8/14
41	Maud Turnley			24/8/14
42	Fiona Moulton			13/11/14
43	Steven Colman			13/11/14
44	Max Kent			13/11/14
45	RITA JEFFERS			13/11/14

Petition in support of walking track along
Settlement Road Wurruk

#	NAME	ADDRESS	SIGNATURE	DATE
46	LISA SAUCE		<i>Lisa Sauce</i>	13-11-14
47	Dale Cairns		<i>Dale Cairns</i>	13-11-14
48	GEORGE L. KONIDAS		<i>George Konidas</i>	13-11-14
49	John Hector		<i>John Hector</i>	13-11-14
50	CHRISTINE NICHOLAS		<i>Christine Nicholas</i>	13-11-14
51	ANDREA WALKER		<i>Andrea Walker</i>	13-11-14
52	Zandra Turner		<i>Zandra Turner</i>	13/11/14
53	Juanita Skye		<i>Juanita Skye</i>	16/11/14
54	Thomas Peters		<i>Thomas Peters</i>	16/11/14
55	Philip ...		<i>Philip ...</i>	16/11/14
56	Sharon Shandlan		<i>Sharon Shandlan</i>	16/11/14
57	Michelle Shandlan		<i>Michelle Shandlan</i>	16/11/14
58	Math FORT		<i>Math FORT</i>	16/11/14
59	Nick McCall		<i>Nick McCall</i>	16/11/14
60	Emma ...		<i>Emma ...</i>	16/11/14

Petition in support of walking track along
Settlement Road Wurruk

	NAME	ADDRESS	SIGNATURE	DATE
61	[Handwritten Name]		[Handwritten Signature]	16/11/14
62	CONNOR		[Handwritten Signature]	16-11-14
63	John Edwards		[Handwritten Signature]	16-11-14
64	GRAHAM PATRICK		[Handwritten Signature]	16-11-14
65	SANDRA PATRICK		[Handwritten Signature]	16-11-14
66	CARIS McDONOUGH		[Handwritten Signature]	16-11-14
67	[Handwritten Name]		[Handwritten Signature]	16-11-14
68	[Handwritten Name]		[Handwritten Signature]	16/11/14
69	[Handwritten Name]		[Handwritten Signature]	16-11-14
70	Glenn Steinmetz		[Handwritten Signature]	16/11/14
71	Margaret Hanley		[Handwritten Signature]	16-11-14
72	Rob Hanley		[Handwritten Signature]	16-11-14

ITEM A9(4)**RECEIPT OF PETITION: REQUEST FOR MAINTENANCE AND FIRE FUEL REDUCTION – LUKMAN’S ROAD AND WARRIGAL TOMS CREEK ROAD, NEWRY**

DIVISION: BUILT & NATURAL ENVIRONMENT
 ACTION OFFICER: COORDINATOR BUILT ENVIRONMENT PLANNING
 DATE: 16 DECEMBER 2014

Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓							

OBJECTIVE

To present Council with a petition in relation to the request for maintenance and fire reduction – Luckman’s Road and Warrigal Toms Creek Road, Newry.

BACKGROUND

A petition containing 46 signatures has been received by Council.

A copy of the petition is attached for Council information.

LEGISLATIVE IMPACT

Section L6.59 of Wellington Shire Council Processes of Municipal Government (Meetings and Common Seal) Local Law No 1 provides for petitions and joint letters:

“A petition or joint letter presented to the Council must lay on the table for a period determined by the Council but not exceeding the next two Council Meetings. No motion, other than to receive the petition or joint letter may be accepted by the Chairperson, unless the Council unanimously agrees to deal with it earlier.”

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

That Council receive the attached petition in relation to the request for maintenance and fire reduction – Luckman’s Road and Warrigal Toms Creek Road, Newry.

Wellington Shire Council

70 Foster Street Sale 3850

The Chief Executive Officer:

cc The Hon Darren Chester MHR

The Hon Peter Ryan MP

The Hon Tim Bull MP

9/09/14



We the undersigned wish to bring to your attention the Road and Fire risk issues associated with Luckman's Road Newry and Warragul Toms Creek Road Newry. Over a number of years and despite numerous letters, telephone calls to your Shire Council going back to at least March 2003 regarding these matters, no permanent or long lasting solution has resulted.

Roads In more recent times the road condition has substantially worsened to the point, till the most recent grading when parts were unsafe to drive over. This road is used extensively by locals and during holiday period – visitors to the area. During fire periods both roads are an artery for heavy vehicles transporting equipment for fire suppression,

Following requests, grading has been undertaken but this has now resulted in the road surface in many places becoming lower than the road side which now prevents water from draining from the road surface. Again this appears to be a short term waste of money!

Vegetation and fire risk

Despite numerous requests to have the heavy vegetation removed from the road side nothing has occurred and during this time the vegetation has increased to the point where it now presents as a substantial fire risk according to CFA persons. With the onset of yet another Fire Restriction period with the potential for extreme fire conditions, the removal of this material would be a proactive approach to such a serious matter.

In both instances little or no long term action has resulted and as a consequence URGENT action is required. We urgently seek a meeting on site to discuss this matter with a longer term solution in mind.

Further information re roads

1. We are informed that shortly and prior to the forthcoming fire season a CFA Water storage tank is to be constructed at the end of Warragul Toms Creek Road Newry and this will require safe road access.

2. Apart from the local traffic, numerous campers towing trailers, caravans as well as persons travelling to the Avon Wilderness use these roads as an access.
3. Heavy vehicles including Wellington Shire, CFA, and DSE, local farmers transporting fodder and livestock, trucks moving gravel all use these roads.
4. Luckman's Road Newry and Warragul Toms Creek Road Newry in turn provide access to other roads in the area as feeder roads.
5. In the last 14 to 15 years the number of traffic using these roads appears to have increased and it has been noted that traffic counts on Warragul Toms Creek Road Newry has been done on 2 separate occasions within the last 12 months but despite request for information re the numbers this has not been provided.
6. As a result of these concerns a meeting has been called and numbers of local residents and others using these roads have met and the following recommendations have been made.

NB: CFA members have stated publically that these roads are such that they are not able to be used during times of fire due to their deteriorated state.

Recommendations.

1. Both Luckman's Road Newry and Warragul Toms Creek Road Newry be realigned, widened and maintained to a standard commensurate with the traffic use for trucks, caravans, trailers and car
2. We want priority on the reduction of fire fuel load, unstable vegetation along both Both Luckman's Road Newry and Warragul Toms Creek Road Newry.
3. This matter must be addressed prior to the fire restriction period rapidly approaching.

Contact persons for follow up to this matter are as follows.

C Geysen

P Geysen

P Maskrey



Name	Signature	Telephone	Resident	Non Res road user
Vic	V. Vucic		✓	
John Oat	[Signature]		✓	
Philip Sim	[Signature]		✓	
Sharon Sim	[Signature]		✓	
Stephen Noble	[Signature]		✓	
Steph Noble	[Signature]		✓	
Chc Noble	[Signature]		✓	
J. Vowles	[Signature]		✓	
Rose Valentine	[Signature]		✓	
Dallas Adams	[Signature]		✓	
Eloise Adams	[Signature]		✓	

Name	Signature	Telephone	Resident	Non Res road user
DAN GEISEN	[Signature]		✓	
COLLEEN GEISEN	[Signature]		✓	
JOAN MONE	[Signature]		✓	
DAVID DEANE	[Signature]		✓	
PHILIP HASKLEY	[Signature]		✓	
ISABEL	[Signature]			✓
Daniel Condie	[Signature]			✓
L-S HILLIS	[Signature]		✓	
Pam Hillis	[Signature]		✓	
Brenda Allison	[Signature]			✓
KOD BRUCE	[Signature]			✓
Brent Campbell	[Signature]			✓
Bruce Campbell	[Signature]			✓
KAREN MOLL	[Signature]			✓
Wayne Trewhitt	[Signature]		✓	
Peter Deane	[Signature]			✓
Carrie Deane	[Signature]			✓
JOAN MONE	[Signature]			✓
SUZANNE LASCELLES	[Signature]		✓	
SUZANNE LASCELLES	[Signature]			✓
MARK WATKINS	[Signature]		✓	
NEV SMYTH	[Signature]		✓	
KAREN WHITEHURST	[Signature]			✓
Danielle White	[Signature]			✓
Rupert Stephenson	[Signature]			✓
KEN LASCELLES	[Signature]			✓

Name	Signature
M H RILEY	<i>M H Riley</i>
Maura Riley	<i>Maura Riley</i>
GREGGIE	<i>G Riley</i>
JOE HEYNS	<i>Joe Heyns</i>
S. McDONALD	<i>S. McDonald</i>
S. McDonald	<i>S. McDonald</i>

Telephone	Resident	Non Res road user
	RESIDENT	
	Resident	
	RESIDENT	
	LAND OWNER	Non Resident
	LAND OWNER	ROAD USER
	land owner	Non Resident road user



A - PROCEDURAL

A10 INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

ITEM A11

GALLERY COMMENTS

DIVISION:

CHIEF EXECUTIVE OFFICER

ACTION OFFICER:

CHIEF EXECUTIVE OFFICER

DATE:

16 DECEMBER 2014



A - PROCEDURAL

A12 QUESTIONS ON NOTICE

ITEM A12(1)

OUTSTANDING QUESTIONS ON NOTICE

ACTION OFFICER

CHIEF EXECUTIVE OFFICER

DATE:

16 DECEMBER 2014

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			



A - PROCEDURAL

A13 MAYOR'S REPORT

ITEM A 13**MAYOR'S REPORT**

OFFICER: COUNCILLOR CAROLYN CROSSLEY

DATE: 16 DECEMBER 2014

WAIAG Meeting

Cr McIvor and I represent Council on the Wellington Access and Inclusion Advisory Group (WAIAG), the most recent meeting of which took place on 19 November. The WAIAG is an invaluable resource to Council, providing advice and support for a wide and varied range of matters relating to accessibility and inclusion within our municipality.

Projects and issues currently under development or discussion include a range of communication access boards for the Esso BHP Billiton Wellington Entertainment Centre and for Emergency Relief Centres; accessible and inclusive business; public transport and provision of accessible infrastructure such as the condition of footpaths, and availability of disabled toilets.

Seaspray Surf Life Saving Club

Cr Rossetti and I received a very warm welcome at the Seaspray Surf Life Saving Club's season opening on Saturday 22 November, where I had the great pleasure of announcing Council's \$270,000 contribution to the club's redevelopment. The Club is a popular venue and a hub of community activity.

Following storms in the winter of 2007, it was recognised that the clubhouse should be relocated to a more secure location. Relocating provides opportunity to redevelop and create an improved facility that will play an even more integral role within Seaspray. The passion and drive of the volunteer team behind this project is immense, and demonstrates an extraordinary commitment to this popular seaside destination.

White Ribbon Day

Gippsland Women's Health hosted a community breakfast here in the Wellington Room for White Ribbon Day on Wednesday 26 November. Attended by around 50 residents, the event featured a facilitated discussion that provided knowledge and skills to attendees on how to challenge, interrupt or prevent violence from occurring.

Family violence is simply unacceptable, as is the decision of a bystander not to say or do anything. If we are silent in the face of such behaviour, if we look the other way, we support such heinous actions. Council supports a range of endeavours to address the prevention of violence against women and children; our Municipal Health and Wellbeing Plan has a strong focus on reducing family violence in Wellington Shire. Providing the skills to say no, supporting people to step up if they become bystanders to violence, will help us achieve our goals, to make Wellington a safe and healthy place to be.

Youth Council

On Wednesday 26 November, the 2014 Youth Council Team's term came to its close. This has been an exceptional year for Wellington's Youth Council; 18 passionate young people who have achieved great things over the past 12 months personally as well as collectively for our community.

They said 'no' to graffiti in Wellington Shire; led a regional forum tackling the issue of the drug Ice; hosted the regional Battle of the Bands competition; and argued the winning case at the Victorian State Youth Parliament debate. Our Youth Council is an exemplary group of young residents of whom we may all be very proud. I thank you all for your service over the past year, wish those of you who are leaving us all the very best for the future and warmly welcome the new members for 2015.

GLGN Forum

I attended my first Gippsland Local Government Network (GLGN) Group meeting as Mayor on Friday 28 November, accompanied by our CEO David Morcom. Wellington was host to this meeting, choosing to make use of the Yarram and District Hub as our venue, providing opportunity to introduce this wonderful facility to our counterparts from the other five Gippsland councils. I congratulate East Gippsland Shire Council, Mayor Peter Neal, on his appointment to GLGN Chair and look forward to working in partnership with our alliance of councils to achieve the best outcomes for our region in regard to building sustainable infrastructure and economic outcomes for our region.

Happy Holidays to One and All

I urge all motorists travelling in and through the Wellington Shire this summer to stay safe and alert on our roads. Please drive to the conditions and remember that getting to your destination a little bit late is better than not getting there at all.

In closing this month's Mayor's Report I'd like to wish all members of the Wellington Shire community a very happy holiday season and a bright and prosperous New Year.

As we prepare for the traditional festive season, there are carols to sing, many a tree to trim, and stockings to hang in anticipation of the families and friends gathering to celebrate, give thanks and look forward to the New Year.

Across Wellington, the holiday period is celebrated in many different ways. No matter what beliefs or family traditions, it is a time when our community can join together, reflecting on the past year's achievements and setting goals for the future.

We must also remember that Christmas is not a happy time for all. So be kind to each other, look out for your mates and extend a supportive hand if required. After all, isn't that the true meaning behind the Christmas spirit?

I wish all residents and visitors in Wellington Shire a safe and happy holiday season!

**COUNCILLOR CAROLYN CROSSLEY
MAYOR**

RECOMMENDATION

That the Mayor's report be noted.



A - PROCEDURAL

A14 YOUTH COUNCIL REPORT

Youth Council will present a report to Council quarterly due January 2014.



B –REPORT

DELEGATES



C1 - REPORT

CHIEF EXECUTIVE OFFICER

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

OFFICER:

CHIEF EXECUTIVE OFFICER

DATE:

16 DECEMBER 2014

-
- 19 November** **Audit Committee Meeting, Sale**
- 20 November** **Municipal Association of Victoria CEO Forum, Melbourne**
Some of the key matters discussed included:
- State Parliamentary enquiry into Local Government financial sustainability and rating powers - Coalition position (large push by Victorian Farmers Federation), the MAV will raise mining land rating exemptions
 - Labor's position on rate capping – Essential Services Commission will review budgets and make decisions on whether rates proposed are reasonable - they will then advise the Minister who will decide whether to instruct that council to reduce its rates. Significant implications for the sector.
 - HACC- state yet to sign the agreement with the federal government regarding transfer of responsibilities - leaves Local Government in limbo.
- 21 November** **Launch of 'Common Ground' a unified plan for Victorian Cricket Facilities Development, Melbourne**
Cricket Victoria released its new strategic plan to increase participation across the state
- 25 November** **Meeting with Leigh Kennedy, Regional Development Victoria, Sale**
Attending Stretton Park Aged Care Annual General Meeting, Maffra
- 26 November** **Community White Ribbon Day breakfast, Wellington Room**
2014 Youth Council Certificate presentation
- 27 November** **Gippsland Regional Plan Leadership Group meeting**
Regional Development Australia Gippsland Committee meeting
- 28 November** **Gippsland Local Government Network (GLGN) - meeting with VicRoads**
GLGN Group Forum – Yarram (Unconfirmed Minutes attached)
GLGN Dinner
- 30 November** **Function for Maffra Bendigo Bank Steering Committee, Maffra**
- 5 December** **Meeting with Australian Services Union Representative**

- 8 December** **Meeting with representatives of the Environment Protection Authority, Traralgon**
- 9 December** **Sale Livestock Exchange Sub-committee Meeting, Sale**
Australia Day Awards Luncheon, Sale
- 10 December** **St Thomas Catholic Primary School Expo – Growing Food and Cooking, Sale**
-

RECOMMENDATION

That the Chief Executive Officer's Report be received.



Minutes status	Date circulated	Compliance YTD
DRAFT	3 December 2014	100%

Gippsland Local Government Network Group Forum Minutes

Friday 28 November 2014

2.00 pm – 5.00 pm

Yarram Hub, 156 Grant Street Yarram

Present

Cr Peter Neal, Mayor, East Gippsland Shire Council (Chair)
Cr Caroline Crossley, Mayor, Wellington Shire Council
Cr Kimberley Brown, Mayor, Bass Coast Shire Council
Cr Jeanette Harding, Mayor, South Gippsland Shire Council
Cr Dale Harriman, Mayor, Latrobe City Council
Cr Deborah Brown, Mayor, Baw Baw Shire Council
Cr Neil Rankine, Bass Coast Shire Council
Cr James Fawcett, South Gippsland Shire Council
Cr Sharon Gibson, Latrobe City Council
Cr Murray Cooke, Baw Baw Shire Council
Helen Anstis, CEO, Baw Baw Shire Council
Paul Buckley, CEO, Bass Coast Shire Council
Kate Nelson, Acting CEO, East Gippsland Shire Council
John Mitchell, Acting CEO, Latrobe City Council
David Morcom, CEO, Wellington Shire Council
Tim Tamlin, CEO, South Gippsland Shire Council
Danny McDonald, Socom (Secretariat)

Apologies

Cr Scott Rossetti, Wellington Shire Council
Cr Mark Reeves, East Gippsland Shire Council

The meeting was opened at 02.05pm.

1. Welcome and apologies

Cr Caroline Crossley welcomed attendees and agreed to Chair the meeting in the capacity of outgoing Chairing Council Mayor until a new Chair is elected.

2. Handover from outgoing to incoming Mayors

Each of the outgoing Mayors in attendance spoke briefly about their experiences and perspective gained during their time as members of the group.

Key points included:

- Thanks to the outgoing Chair, Cr Scott Rossetti for his Chairmanship and important contribution to GLGN
- The important regional role that GLGN plays, and the need to continue to support its endeavours
- The significance and effectiveness of GLGN, in comparison to other regional local government networks
- Opportunity to develop and improve the effectiveness of the group during 2015

David Morcom and Murray Cooke spoke about GLGN's important role as a member of the Gippsland Regional Plan Leadership Group and One Gippsland campaign, highlighting the impact and positive feedback that latter had during recent advocacy delegations to meet with Federal and State Government representatives, during which the group's maturity and organisation was highlighted by senior government and opposition representatives

On behalf of the incoming Mayors, Cr Crossley thanked the outgoing Mayors for their important contribution during the 2014 year; reiterating the importance of the need for the group to continue to work collaboratively together for the good of the region.

3. Induction of new Mayors

Socom provided a brief introductory PowerPoint presentation providing new members with an overview of the purpose, structure, governance and resourcing arrangements in place for GLGN.

A copy of the presentation is provided with these minutes and is based on the GLGN Mayors induction pack, which was circulated with the agenda.

4. Election of new GLGN Chair

Cr Crossley proposed that the election of the Chair be commenced, to be administered by the secretariat and scrutineered by the outgoing Chair's CEO, to which the group agreed.

The secretariat provided all attendees with a printed copy of the proposed exhaustive closed ballot procedure—as developed by the outgoing CEO Chair and secretariat—and the group agreed to undertake the ballot with no procedural alterations. A copy of the voting procedure is provided with the minutes of the meeting.

Three nominees were announced being Bass Coast Shire Council, East Gippsland Shire Council and Latrobe City Council and each of the Mayors from the nominating Councils spoke to the group about why they had nominated, and the things they could bring to the role.

The first ballot was conducted, producing a three-way tie of two votes apiece. All candidates were placed into a hat and the first to be drawn, being Latrobe City Council, was eliminated.

A second ballot was conducted, producing a two-way tie of three votes apiece. Both candidates were placed into a hat and first to be drawn, being Bass Coast Shire, was eliminated.

The winning nominee was then announced as East Gippsland Shire Council.

Cr Neal thanked the group for their support, reiterated the importance of working closely together for the good of the region during the year ahead, spoke about the importance of recognising and understanding each others' strengths and the value of working together on projects of regional significance.

Cr Neal then assumed the role of Chair for the remainder of the meeting.

5. [Minutes from previous meeting, actions arising and outstanding actions](#)

Socom provided a brief update regarding the status of the actions outstanding from the previous meeting. Key points included:

- **Socom to arrange for John Williams of the Wentworth Group to present at the November GLGN Group meeting** - Complete.
- **Socom to follow up with V-Line to obtain a written statement regarding the level of need to replace the Avon Bridge at Stratford** - Socom has made several requests to V-Line for this information but it has not been received. Socom will continue to follow-up with V-Line until the information is either forthcoming or refused.
- **Socom to list GLGN budget submission as an agenda item following the state election** - Socom has commenced the process of tracking and analysing election commitments across the region and aims to have this work complete within two weeks following the election. Once the outcome of the election is known, consideration will need to be given as to the impacts and opportunities arising from the result and these should be taken into account when determining the focus. Following the completion of this work, a follow up meeting would be convened at which a series of priority recommendations can be discussed and endorsed by the group, which will inform the development and direction for GLGN's 2015 state budget submission.
- **Socom to arrange for the updated GLGN charter to be attached to the existing Memorandum of Understanding as an addendum and to be included in the induction packs to be provided at the November Mayoral induction meeting** - Complete.
- **Socom to prepare a letter of support for the notice of motion put forward by South Gippsland Shire Council, to be signed by the GLGN Chair and sent to the MAV prior to the 24 October MAV State Council meeting** - Complete.

ACTIONS:

- Socom to follow up with V-Line to obtain a written statement regarding the level of need to replace the Avon Bridge at Stratford
- Socom to list GLGN budget submission as an agenda item following the state election

6. Dr John Williams, Wentworth Group – Onshore Gas presentation

Dr Williams provided the group with a presentation regarding the environmental, social and strategic planning considerations to be taken into account in respect onshore gas development prospects from a national, state and regional perspective.

Key points included:

- The economic benefits of onshore gas development don't always necessarily flow to the communities in which operations are located. Benefits can arise however, in situations where the availability of onshore gas can service/facilitate local economic activity
- Consideration should to be given as to whether there are parts of the region that may be appropriate for onshore gas development and those which are not
- Opportunities for regions need to become more strategic and pro-active in considering the issue of onshore gas development, particularly from a strategic land-use perspective
- Current mining legislation doesn't adequately consider the water and biodiversity effects of such activities
- Solar and wind energy generation can be cheaper than gas however encouraging manufacturing organisations to explore these sources as a viable option is likely to remain a challenge

A copy of Dr Williams' presentation is provided with the minutes of the meeting.

7. All Councillor Forum

The group discussed and agreed that the third annual regional Councillor forum would be held on Friday 20 March 2014 at Baw Baw Shire Council, following the March GLGN Group Forum meeting.

A discussion took place regarding potential guests and areas of focus for the day, including:

- **VicRoads** – opportunity for the CEO or Regional Director to present to all Councillors regarding road projects, issues and priorities
- **Fair Trade Agreements** – government spokesperson to speak about potential opportunities and implications for Gippsland businesses
- **Energy policy** – government spokesperson to speak about Federal Policy directions for energy, including potential opportunities and implications for Gippsland

Socom will work with the CEOs to confirm and progress arrangements during the coming weeks and will provide an updated to the Group Forum prior to the next meeting.

ACTION:

- Socom to work with the CEOs to confirm and progress arrangements during the coming weeks and will provide an updated to the Group Forum prior to the next meeting

8. Other business

Government departmental decentralisation

John Mitchell spoke about Latrobe City Council's concerns regarding the potential closure or sale of ASIC's registry operations in Traralgon, which is expected to put approximately 590 jobs local and approximately \$68 million lost each year to the economy at risk. An economic impact analysis report has been developed and would be circulated to GLGN members with the meeting minutes.

Latrobe City Council requested GLGN support in advocating for the retention of these jobs in the region and it was agreed that a letter would be developed for the Chair to sign, and sent to the relevant Federal Ministers and MPs regarding the importance of protecting and retaining these jobs in Gippsland.

The issue of government decentralisation was discussed more broadly, including the need to advocate for the attraction of more private sector jobs within the region.

It was agreed that a position paper should be developed which would form the basis of an advocacy approach to be implemented during 2015.

Onshore gas – next steps

The group discussed and agreed that further work is needed to further understand the issue of onshore gas development within the Gippsland region, in light of Dr Williams' presentation.

It was agreed that as a first step, quotations would be sought for the development of an expert analysis report of the strategic and land-use considerations and implications of such activities in the context of the Gippsland Regional Growth Plan.

Socom agreed to coordinate a request for quote process with direction from the CEOs and to provide an update at the next meeting.

ACTIONS:

- Socom to produce a letter to be signed by the Chair requesting a commitment to ensure that the jobs associated with ASIC's Traralgon registry operations are retained within the region
- Socom to coordinate the development of a position paper regarding government decentralisation opportunities, to form the basis of an advocacy approach to be implemented during 2015
- Socom to coordinate a request for quote process for expert analysis of the strategic and land-use implications associated with prospective onshore gas development within the Gippsland, in the context of the Gippsland Regional Growth Plan

Meeting closed at 4.47pm

NEXT MEETING:

GLGN GROUP Forum – Friday 20 March 2015, Baw Baw Shire Council (followed by All Councillor Forum)

Summary of Actions

Action	Responsibility
Socom to follow up with V-Line to obtain a written statement regarding the level of need to replace the Avon Bridge at Stratford	Socom
Socom to list GLGN budget submission as an agenda item following the state election	Socom
Socom to work with the CEOs to confirm and progress arrangements during the coming weeks and will provide an updated to the Group Forum prior to the next meeting	Socom
Socom to produce a letter to be signed by the Chair requesting a commitment to ensure that the jobs associated with ASIC's Traralgon registry operations a retained within the region	Socom
Socom to coordinate the development of a position paper regarding government decentralisation opportunities, to form the basis of an advocacy approach to be implemented during 2015	Socom
Socom to coordinate a request for quote process for expert analysis of the strategic and land-use implications associated with prospective onshore gas development within the Gippsland, in the context of the Gippsland Regional Growth Plan	Socom

ITEM C1.2**NOVEMBER 2014 PERFORMANCE REPORT**

DIVISION: CHIEF EXECUTIVE OFFICER
 ACTION OFFICER: CHIEF EXECUTIVE OFFICER
 DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓	✓	✓					

OBJECTIVE

For Council to receive and note the November 2014 Council Performance Report.

BACKGROUND

The November 2014 Council Performance Report comprises key highlights towards achievement of the 2013 -17 Council Plan together with an overview of Council finances including an Income Statement, with commentary regarding any major variances, information on cash balances, the level of rates outstanding and a progress update on Council's Capital Works program.

OPTIONS

Following consideration of the attached November 2014 Performance Report, Council can resolve to either:

1. Receive and note the November 2014 Council Performance Report; or
2. Not receive and note the November 2014 Council Performance Report and seek further information for consideration at a later Council meeting.

PROPOSAL

That Council receive and note the attached November 2014 Council Performance Report.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

Provision of a monthly financial report to the community facilitates accountability and transparency, and ensures that Council and management are able to make informed decisions in a timely manner.

COMMUNICATION IMPACT

The Council Plan communicates Council's strategic direction to the community. The Council Plan can also be used by Council to communicate its vision and direction to other tiers of government, organisations, government agencies and funding bodies.

LEGISLATIVE IMPACT

There is no legislative requirement for provision of a monthly Council Performance report, however, Council has determined that in the interests of accountability and transparency, this report will be provided to the community.

COUNCIL POLICY IMPACT

The November 2014 Council Performance Report has been prepared in the context of existing Council policies.

COUNCIL PLAN IMPACT

Objective 2.2 states that Council will:

"Maintain processes and systems to ensure sound financial management"

Objective 2.3 states that Council will:

"Ensure sound governance processes that result in responsive, ethical, transparent and accountable decision making".

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive and note the November 2014 Council Performance Report as attached.

NOVEMBER PERFORMANCE REPORT**NOVEMBER 2014 COUNCIL PLAN HIGHLIGHTS*****Sale Specialist School***

Site of new Sale Specialist School at 333 Princes Highway was announced on 20 November, prior to the State Government Election. Funding had already been allocated in 2014 by the State Government for the initial stages of this project.

Agribusiness Gippsland Tech Conference - Sale

Agribusiness Gippsland held their Tech Conference at the Greyhounds Club, Sale, on 12 November, to promote opportunities for agriculture in the region.

Small Business Bus in Sale and Yarram

The State Government Small Business Bus provided an opportunity for local small businesses in Sale and Yarram to have one on one small business mentoring discussions. Both events were very well received.

Quick Planning Permit Timeframes

The State Government's 13/14 Annual Planning Permit Activity Report has recently been released. This again yields fantastic results for Wellington in terms of quick planning permit timeframes. In 13/14, Wellington turned around 96% of its planning permit applications in 60 days, which is significantly higher than 'like' Councils State-wide at 72%.

Municipal Domestic Waste Water Management Plan

East Gippsland and Wellington Shires have a joint Municipal Domestic Wastewater Management Plan (the Plan) which was adopted by both Councils in 2006. East Gippsland and Wellington Shires contain large land areas and a number of unsewered townships within the Gippsland Lakes catchment. The Plan allows the Shires to strategically assess wastewater issues within their municipalities and develop appropriate strategies and actions to prevent wastewater problems and minimise any resultant health or environmental impacts. In the eight years since the Plan was adopted there have been a number of legislative changes and clarification provided in the form of Ministerial Guidelines which have created the need for a major review and update of the Plan. Following receipt of a \$45,000 grant from the Gippsland Lakes Ministerial Committee, a Project Brief was developed with input from both Councils and then issued to seven consulting firms. Four responses were received and following an assessment Ecos Environmental Consulting were appointed. A preliminary meeting with the consultants took place in early December.

Fire Prevention Inspections

The IT Services team have worked closely with Municipal Services to introduce new technology to streamline and enhance Fire Prevention Inspections. This year, Local Laws Officers have been issued with GPS enabled tablets to inspect and capture property data. The captured data is directly linked into our central business system allowing improved processing of notices and infringements. The integration of GIS technology and automation of notices will provide a much more efficient way of collecting and processing information.

African Love-grass control

African Love-grass control completed on roadsides in the Perry Bridge area in support of Trust for Nature/DEPI BandiLink Project. Prickly Pear inspections commenced following receipt of historic site data from DEPI - control will occur over summer months. Gorse control works have also now been completed for Spring 2014.

Port of Sale Cultural Hub and Precinct project - National Stronger Regions Fund application submitted

A grant application for \$4.5m towards the Port of Sale Cultural Hub and Precinct project was submitted to the federal government's National Stronger Regions Fund first round of grants which closed on 28 November 2014. The total project cost of \$12.5m includes the cultural hub with an expanded scope and budget as well as open space infrastructure works to the precinct surrounding the new cultural hub. Funding announcements are to be made in May 2015. In the meantime, design work will progress on concept design options for the cultural hub project, as planned.

Xishan Primary School, Singapore visit to Gippsland Regional Sports Complex

Students and teachers from Xishan Primary School in Singapore visited the Gippsland Regional Sports Complex during November. The school group was in Sale to participate in a 2 day floorball training program. GRSC was selected by the school for the visit due to its unique regional offering of this sport. Through this opportunity, 130 local students from Wellington Shire were introduced to floorball and had the chance to interact with international students and play friendly matches against them.

Opening of Wellington's six outdoor pools

Successful events with strong and positive community attendance were held to open Council's six outdoor pools for the 2014/15 summer season during November. Sale, Maffra and Yarram outdoor pools opened on 8 November and Stratford, Rosedale and Heyfield pools opened on 29 November after a period of significant planning and preparation by Council's Healthy Lifestyle team. The community reported extremely positively on the new Yarram pool entry and facilities upgrades undertaken as part of the Yarram Community Hub project. Community use of the facilities is high with strong attendance figures for Maffra and Yarram pools - 600 visits recorded for Maffra and 300 for Yarram already!

Emergency, Fire Management and Heatwave Plans

Revised Emergency, Fire Management and Heatwave Plans have been endorsed and are now available on Council's website

Emergency Management Information Packs

Two hundred Emergency Management Information Packs for vulnerable individuals and families will be delivered to Fulham Correctional Centre for the visitors table and also included in prisoner discharge packs in response to approximately 10% of both groups living locally. An additional two hundred packs have been requested by Central Gippsland Health Services.

Hello Neighbour Postcards

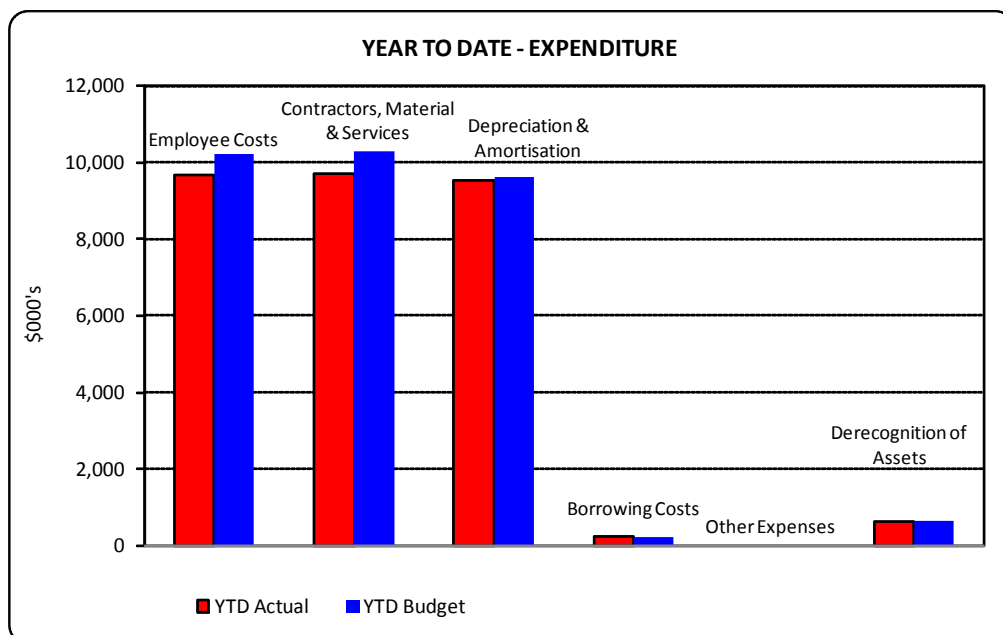
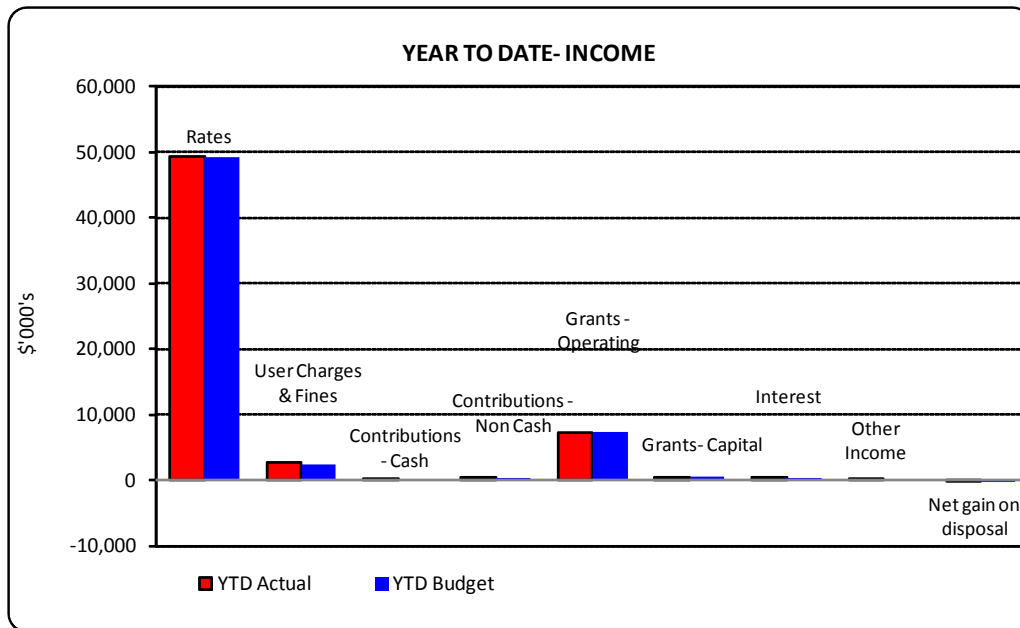
Hello Neighbour Postcards have been developed and are being distributed Shire wide to help identify vulnerable people in communities as well as to help build neighbourhood resilience.

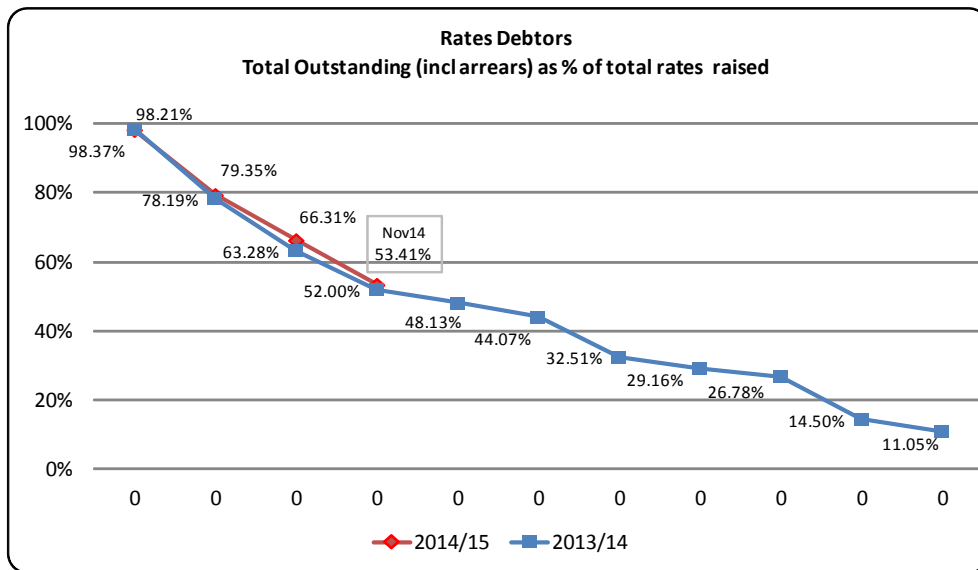
Communications Boards for people with complex communications needs

Communications Boards for people with complex communications needs are currently being tested by George Grey and the Sale Specialist School. These Boards will also be trialled at Emergency Relief Centres, should they be activated, this summer.

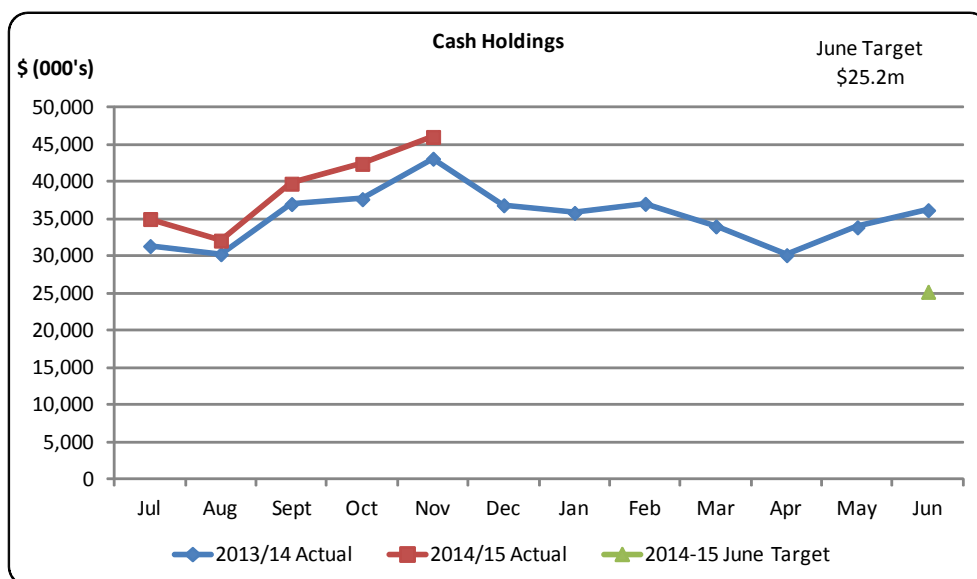
NOVEMBER 2014 FINANCIAL HIGHLIGHTS

The financial highlight report as at 30 November 2014 provides summary information regarding Council's operating and capital works performance for the year to date.





The second rate instalment was due on 30 November 2014. The percentage outstanding is slightly above last year which is likely to be reflective of the current economic climate and the fact that the due date falls on a Sunday, resulting in a significant number of payments being made on 1 December. Final notices will be sent out mid December which will improve collections.



Council cash holdings at the end of November 2014 of \$46.0 million are above the November 2013 balance of \$43.1 million. The higher than expected current cash holdings includes restricted funds of \$7.8 million to cash back reserves, \$7.8 million to cover provisions and approximately \$11.6 million associated with the 2014/15 operating and capital carry forwards.

INCOME STATEMENT

For The Period Ending 30 November 2014

	YEAR TO DATE 2014-15			FULL YEAR 2014-15		
	Actual \$000's	Adjusted Budget \$000's	Variance \$000's	Adjusted Budget \$000's	Achieved %	Adopted Budget \$000's
Income						
Rates	49,221	49,151	70	49,301	100%	48,923
User Charges & Fines	2,618	2,426	192	6,639	39%	6,611
Contributions - Operating	130	129	1	238	54%	228
Contributions - Capital	12	10	2	707	2%	773
Contributions - Capital (Non Cash)	511	360	151	360	142%	-
Grants - Operating (recurrent)	7,002	7,006	(4)	13,512	52%	13,427
Grants - Operating (non-recurrent)	285	259	26	948	30%	783
Grants - Capital (recurrent)	-	-	-	1,600	0%	1,600
Grants - Capital (non-recurrent)	507	504	3	4,022	13%	3,403
Interest	499	410	89	1,100	45%	1,100
Other Income	196	104	92	236	83%	192
Net gain on disposal of property, infrastructure, plant and equipment	(202)	(200)	(2)	(85)	238%	93
Total Income	60,779	60,159	620	78,578	77%	77,133
Expenditure						
Employee Costs	9,657	10,231	574	23,624	41%	23,453
Contractors, Materials and Services	9,703	10,275	572	31,933	30%	31,006
Bad and Doubtful Debts	-	-	-	112	0%	112
Depreciation and Amortisation	9,537	9,630	93	23,154	41%	22,854
Borrowing Costs	228	228	-	816	28%	816
Derecognition of Assets	628	628	-	628	100%	-
Total Expenditure	29,753	30,992	1,239	80,267	37%	78,241
Surplus/(Deficit) for the period	31,026	29,167	1,859	(1,690)		(1,108)

SUMMARY

The operating result as at November 2014 reflects a surplus of \$31.0m against an adjusted budget surplus of \$29.2m. Overall, Council expects that the final result for 2014/15 will be slightly worse than originally budgeted (by \$0.6m). The majority of the change is from budget adjustments made for non cash items (increased deficit by \$0.8m) and additional 2013/14 operating carry forwards (\$0.8m), funded from cash unspent at June 2014. This was offset by additional grant funding, rates raised and savings on salaries due to a minor restructure and lower than expected insurance premiums.

INCOME

Rates - Additional rates have been raised due to supplementary valuations being greater than originally anticipated.

User Charges & Fines - Commercial tipping fees were higher than expected in July and August - the collection of landfill gate fees is unpredictable. Overall, EBBWEC has a favourable income variance due to internal programming ticket sales exceeding expectations. This is partially offset by additional expenditure due to risk sharing arrangements and slightly lower than budgeted venue hire income. Leisure centre fees are above budget driven by strong swim school enrolments and improved fee collection processes. Income for Local Laws permits and Vic Roads call outs are both ahead of budget.

Contributions - An unbudgeted contribution for the Youth Fit 2 Drive program was received and will be spent this financial

Grants - An unbudgeted grant for a Domestic Wastewater Management Plan was received and a consultant has been engaged to complete the plan.

Interest - Interest earned to date is higher than expected due to lower than expected expenditure resulting in increased cash balances. Future interest earnings depend on many factors and are therefore difficult to predict accurately.

Other income - Year to date variance relates to increased interest on rates, which may continue to June 2015, and an unbudgeted insurance recovery.

EXPENDITURE

Employee Costs - Year to date employee costs are under budget due to the reversal of the 2013-14 wage accrual, various vacancies and the timing of annual and long service leave. This is partly offset by the use of agency staff and contractors where required. A small staff restructure that occurred in November has led to some minor salary savings.

Contractors, Materials and Services - There are many minor underspends throughout the organisation driving the majority of the \$572k underspend. As at the end of the month \$1.4m of purchase orders are outstanding for contractors and materials. Overall, maintenance costs in the roads area are currently underspent due to scheduling. Utility charges at Aqua Energy and GRSC are both less than expected. Several annual sporting facility operating subsidies have not been paid, awaiting the receipts of AGM documents. Expenses related to several externally funded programs have been delayed due to staffing changes, all unspent grant funds will be carried forward.

CAPITAL EXPENDITURE PROGRAM EXPENDITURE

For The Period Ending 30 November 2014

	YEAR TO DATE 2014-15			FULL YEAR 2014-15		
	Actual	Adjusted Budget	Variance	Adjusted Budget	Achieved	Adopted Budget
	\$000's	\$000's	\$000's	\$000's	%	\$000's
Bridges	159	219	59	1,924	8%	1,823
Drainage	-	50	50	150	0%	150
Footpaths & Cycleways	177	164	(13)	1,095	16%	932
Plant, Machinery & Equipment	279	662	383	2,004	14%	1,786
Roads	1,470	1,601	131	10,959	13%	10,353
Buildings	2,964	4,597	1,634	13,307	22%	12,315
Parks & Environmental Services	304	459	155	3,861	8%	3,773
Waste Management	11	110	99	759	1%	753
Landfill Improvements	6	30	24	30	19%	30
Furniture and Fittings	279	300	20	349	80%	257
Information Technology	486	711	225	851	57%	769
Library Books	136	118	(19)	251	54%	251
Intangibles	29	310	281	556	5%	444
Grand Total	6,300	9,331	3,031	36,095	17%	33,634

As at 30 November 2014, the adjusted capital expenditure budget is \$36.1 million, up from an adopted budget of \$33.6 million due to additional carry forwards (which include multiyear projects – Yarram District Hub, Desailly Street Corporate Headquarters and Sale Livestock Exchange upgrade) and unbudgeted grant funding for the Royal Flying Doctor Services Sale Facilities.

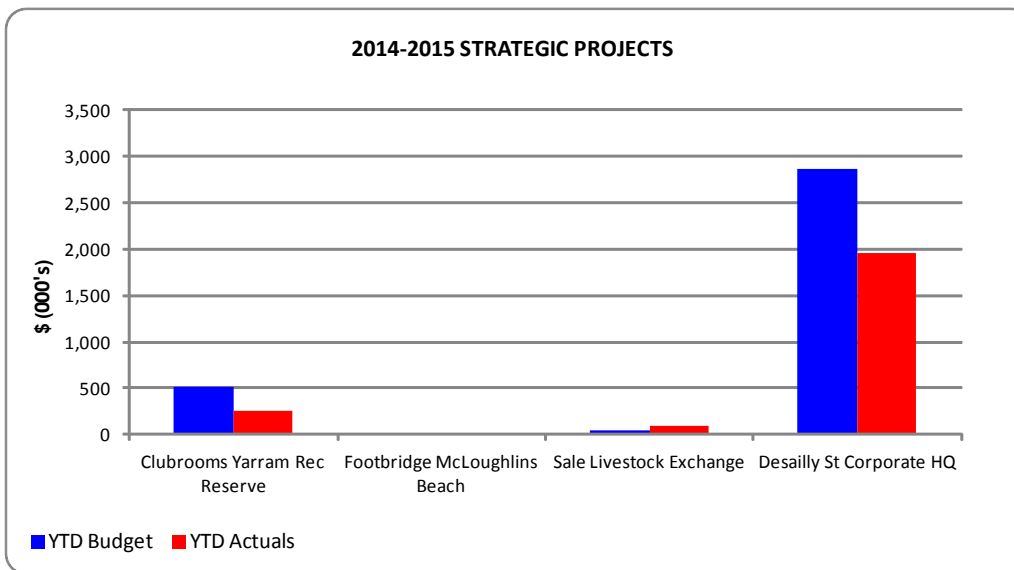
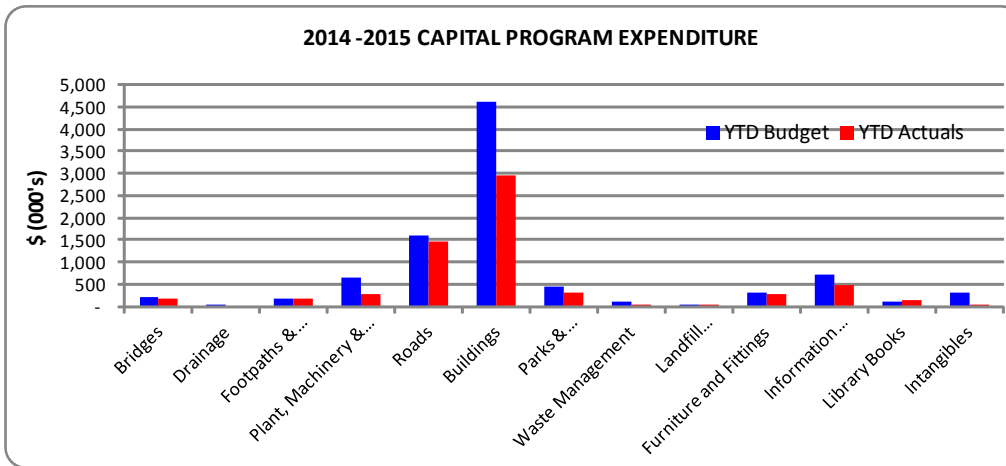
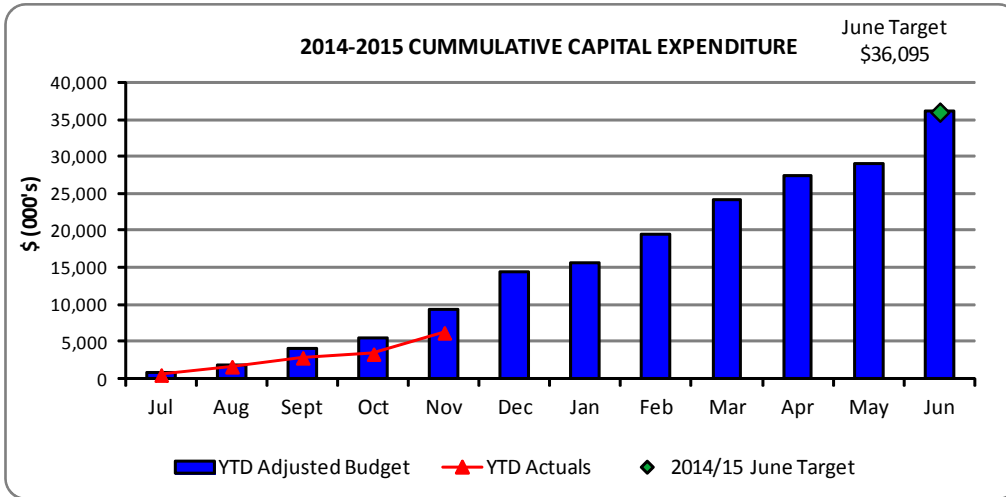
The major year to date variances relate to fleet and plant renewal and the fitout and Information and Communication Technology (ICT) elements of the Desailly Street Corporate Headquarters, for which purchase orders have been placed.

Of the 136 projects planned for this year, 18% are complete, 35% have commenced, 4% are in the contract stage and 42% are in preplanning. The remaining 1% represents Maxfield's Footbridge renewal which is on hold subject to a Council workshop planned for December and Rosedale Streetscape Improvements which is awaiting design input from a third

The Yarram District Hub building works are complete and Lawler Street road works are expected to be completed by March 2015. Works on the Yarram Recreation Reserve clubrooms refurbishment are progressing with the steel frame installed and the project due for completion in March 2015. The design tender for the Gordon Street Recreation Reserve Clubrooms Redevelopment has been awarded. The tender for construction is expected in May 2015 and the works are not expected to commence until next financial year to minimise disruption on users.

Funding for the McLoughlins Beach Footbridge Renewal was announced in November, with designs to be complete January-March 2015 and works delivered by March 2016. Demolition works on the Sale Livestock Exchange upgrade are almost complete and construction of the shed has commenced, with the shed fitout contract to be awarded in December.

The Desailly Street Corporate Headquarters project is progressing well with the fitout works expected to be completed by January 2015 and the ICT elements planned for completion in March 2015. The Port of Sale Cultural Hub project is progressing with the concept design to be presented to Victorian Design Review Panel in January 2015 and to Council in February 2015.





C2 - REPORT

GENERAL MANAGER CORPORATE SERVICES

ITEM C2.1**ASSEMBLY OF COUNCILLORS**

DIVISION: CORPORATE SERVICES

ACTION OFFICER: ACTING GENERAL MANAGER CORPORATE SERVICES

DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓		✓					

OBJECTIVE

To report on all assembly of Councillor records received during the period 26 November to 9 December 2014.

BACKGROUND

Section 80A of the *Local Government Act 1989* requires a written record to be kept of all assemblies of Councillors, stating the names of all Councillors and Council staff attending, the matters considered and any conflict of interest disclosures made by a Councillor. These records must be reported, as soon as practicable, at an ordinary meeting of the Council and recorded in the minutes.

Below is a summary of all assembly of Councillors records received during the period 26 November to 9 December 2014.

Assembly of Councillors summary of reports received between 26 November to 9 December 2014		
Date	Matters considered	Councillors and officers in attendance
1 December 2014	1. Gippsland Art Gallery Advisory Group	Councillor Davine Anton Vardy, Gallery Director Simon Gregg, Gallery Curator
2 December 2014	1. Councillors Diary Meeting	Councillors Cleary, Davine. McCubbin, Wenger, Hole David Morcom, Chief Executive Officer Gail Hogben, Executive Assistant Sharon Willison, Mayoral & Councillor Support Officer
2 December	1. Pre Council Meeting Agenda 2. Councillor Entitlements policy amendments 3. Seasonal Hire fees and Oval Lighting Cost Recovery 4. Port Albert Rural Lifestyle Lots Review	Councillors Crossley, Rossetti, Hole, Davine, McCubbin, Mclvor, Wenger, Duncan, Cleary David Morcom, Chief Executive Officer Lesley Fairhall, Acting General Manager Governance Glenys Butler, General Manager Liveability Chris Hastie, General Manager Built & Natural Environment John Websdale, General Manager Development Sharon Houlihan, Manager Healthy Lifestyles (Item 3)

Assembly of Councillors summary of reports received between 26 November to 9 December 2014		
Date	Matters considered	Councillors and officers in attendance
		Geoff Hay, Coordinator Community Committees (Item 3) Daniel Miller, Coordinator Healthy Lifestyles (Item 3) Joshua Clydesdale, Manager Land Use Planning (Item 4) Barry Hearsey, Coordinator Strategic Planning (Item 4)
9 December 2014	1. Strategic Land Use Planning Project Group	Councillors Crossley, McIvor, Wenger Joshua Clydesdale, Manager Land Use Planning Barry Hearsey, Coordinator Strategic Planning Sabine Provily, Strategic Planner Ben Proctor, Strategic Planner, Dean Morahan, Manager Assets & Projects

OPTIONS

Council has the following options:

1. Note and receive the attached assembly of Councillors records; or
2. Not receive the attached assembly of Councillors records and seek further information for consideration of a future Council meeting.

PROPOSAL

That Council note and receive the attached assembly of Councillors records received during the period 26 November to 9 December 2014.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

LEGISLATIVE IMPACT

The reporting of written records of assemblies of Councillors to the Council in the prescribed format complies with Section 80A of the *Local Government Act 1989*.

COUNCIL PLAN IMPACT

The Council Plan 2013-17 Theme 2 Organisational states the following strategic objective and related strategy:

Strategic Objective

"An organisation that is responsive, flexible, honest, accountable and consistent."

Strategy 2.3

“Ensure sound governance processes that result in responsive, ethical, transparent and accountable decision making.”

This report supports the above Council Plan strategic objective and strategy.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note and receive the attached assembly of Councillors records received during the period 26 November to 9 December 2014.

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

01/12/2014

2. ATTENDEES:

Councillors

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley		✓	Cr McCubbin		✓
Cr Rossetti		✓	Cr Mclvor		✓
Cr Cleary		✓	Cr Wenger		✓
Cr Davine	✓		Cr Hole		✓
Cr Duncan		✓			

Officers In Attendance

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO		✓	G Butler, GML		✓
V Ebsworth AGMG		✓	J Websdale , GMD		✓
C Hastie, GMB&NE		✓			✓

Others in attendance (list names and item in attendance for)

Name	Item No.	Name	Item No.
Anton Vardy, – Gallery Director	1		
Simon Gregg, Curator			

3. Matters/Items considered at the meeting (list):

1. Gippsland Art Gallery Advisory Group

4. Conflict of Interest disclosures made by Councillors:

Nil

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

02/12/2014

2. ATTENDEES:

Councillors:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley		√	Cr McCubbin	√	
Cr Rossetti		√	Cr McIvor		√
Cr Cleary	√		Cr Wenger	√	
Cr Davine	√		Cr Hole	√	
Cr Duncan		√			

Officers In Attendance:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO	√		G Butler, GML		
C Hastie, GMB&NE			J Websdale , GMD		

Others in attendance: (list names and item in attendance for)

Name	Item No.	Name	Item No.
Gail Hogben	1		
Sharon Willison	1		

3. Matters/Items considered at the meeting (list):

1. Councillors' Diary Meeting

4. Conflict of Interest disclosures made by Councillors:

NIL

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

02/12/2014

2. ATTENDEES:

Councillors:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley	✓		Cr McCubbin	✓	
Cr Rossetti	✓		Cr Mclvor	✓	
Cr Cleary	✓		Cr Wenger	✓	
Cr Davine	✓		Cr Hole	✓	
Cr Duncan	✓				

Clr Rossetti joined the meeting at 1.45pm

Officers In Attendance:

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO	✓		G Butler, GML	✓	
L Fairhall, Acting GMCS	✓		J Websdale, GMD	✓	
C Hastie, GMB&NE	✓				

Others in attendance: (list names and item in attendance for)

Name	Item No	Name	Item No.
Sharon Houlihan, Manager Healthy Lifestyles	3	Joshua Clydesdale, Manager Land Use Planning	4
Geoff Hay, Coordinator Community Committees	3	Barry Hearsey, Coordinator Strategic Planning	4
Daniel Miller, Coordinator Healthy Lifestyles Facilities	3		

3. Matters/Items considered at the meeting (list):

1. Pre Council Meeting Agenda
2. Councillor Entitlements policy amendments
3. Seasonal Hire fees and Oval Lighting Cost Recovery
4. Port Albert Rural Lifestyle Lots Review

4. Conflict of Interest disclosures made by Councillors:

NIL

ASSEMBLY OF COUNCILLORS

1. DATE OF MEETING:

09/12/14

2. ATTENDEES:

Councillors

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
Cr Crossley	✓		Cr McCubbin		✓
Cr Rossetti		✓	Cr Mclvor	✓	
Cr Cleary		✓	Cr Wenger	✓	
Cr Davine		✓	Cr Hole		✓
Cr Duncan		✓			

Officers In Attendance

Name	In attendance (tick)		Name	In attendance (tick)	
	Yes	No		Yes	No
D Morcom, CEO		✓	G Butler, GML		✓
L Collins, GMG		✓	J Websdale , GMD		✓
C Hastie, GMB&NE		✓			

Others in attendance (list names and item in attendance for)

Name	Item No.	Name	Item No.
Joshua Clydesdale, Manager Land Use Planning		Dean Morahan, Manager Assets & Projects	
Ben Proctor, Strategic Planner		Sabine Provily, Strategic Planner	
Barry Hearsey, Coordinator Strategic Planning			

3. Matters/Items considered at the meeting (list):

1. SLUPP agenda - 9 December 2014

4. Conflict of Interest disclosures made by Councillors:

- * Joshua Clydesdale (Manager Land Use Planning) declared a conflict of interest in the Longford ODP under Item No.2 of the Agenda and left the room.

ITEM C2.2**AUDIT COMMITTEE MINUTES**

DIVISION: CORPORATE SERVICES
 ACTION OFFICER: ACTING GENERAL MANAGER CORPORATE SERVICES
 DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓		✓					✓

OBJECTIVE

To receive and note the minutes of the Audit Committee meeting held on 19 November 2014.

BACKGROUND

Council maintains an Audit Committee in accordance with Section 139 of the *Local Government Act 1989*. The Audit Committee is an independent advisory Committee to Council and its primary objective is to assist Council in the effective conduct of its responsibilities for financial reporting, management of risk, maintaining a reliable system of internal controls and facilitating the organisation's ethical development. Minutes of the Audit Committee are reported direct to Council. A copy of the minutes in brief from the Audit Committee meeting of 19 November 2014 can be found at Attachment 1 of this report and is provided for the information of Council and the public in general.

OPTIONS

Council has the following options:

1. To receive and note the minutes from the Audit Committee Meeting of 19 November 2014; or
2. To seek further information and consider the minutes at a future meeting.

PROPOSAL

To receive and note the minutes of the Audit Committee meeting held on 19 November 2014.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

LEGISLATIVE IMPACT

The *Local Government Act 1989*, section 139(1) requires Council to establish an audit committee. Council's Audit Committee is an Advisory Committee to Council and operates within the Terms of Reference and Charter adopted by Council.

The Audit Committee Terms of Reference require the minutes of the Audit Committee to be forwarded to an ordinary meeting of the Council, including a report explaining any specific recommendations and key outcomes. The Audit Committee is also required to report annually to the Council summarising the activities of the Committee during the previous financial year.

This report complies with the legislative requirements and the Audit Committee Terms of Reference requirements.

COUNCIL PLAN IMPACT

The Council Plan 2013–2017 Theme 2 Organisational states the following strategic objective and related strategy:

Strategic Objective

“An organisation that is responsive, flexible, honest, accountable and consistent.”

Strategy 2.3

“Ensure sound governance processes that result in responsive, ethical, transparent and accountable decision making.”

This report supports the above Council Plan strategic objective and strategy.

RISK MANAGEMENT IMPACT

The Audit Committee Charter identifies the management of risk as one of the primary objectives of the Audit Committee. The Audit Committee monitors the risk exposure of Council by determining if management has appropriate risk management processes and adequate management information systems in place.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

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 19 November 2014; and***
- 2. The information contained in the confidential attachment Item F1.1 Audit Committee Minutes of 19 November 2014 of this Council meeting agenda be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Acting General Manager Corporate Services on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: e) proposed developments; 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.***

**MINUTES IN BRIEF OF AUDIT COMMITTEE MEETING HELD ON
WEDNESDAY 19 NOVEMBER 2014 AT 2PM**

Present: Mr Graeme Coull (Chair)
Mr Alan Hall
Councillor John Duncan

In attendance: Mr David Morcom (Chief Executive Officer)
Mrs Lesley Fairhall (Acting General Manager Corporate Services)
Mr Phillip Phillipou (Manager Information Services)
Mr Mark Peters (HLB Mann Judd)
Mrs Sheryl Saynor (Executive Support Officer)

1. **Welcome**

2. **Apologies** - Peter Craighead, Councillor Peter Cleary

3. **Closure of Meeting to Public:-**

Alan Hall/Councillor Duncan

That the meeting be closed to the public under Section 89(2) of the Local Government Act 1989 to discuss proposed developments, legal advice and any other matter which the Council or special committee considers would prejudice the Council or any person.

CARRIED

4. **Declaration of Conflict(s) of Interest:-**
Nil

5. **Adoption of Minutes:-**

Alan Hall/Councillor Duncan

That the Committee adopt the minutes of the previous meeting held on 1 September 2014.

CARRIED

6. **Information Services Update**

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

7. Audit Committee Membership

Councillor Duncan/Alan Hall

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

8. Final Management Letter 2013-14

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Act:

(h) any other matter which the Council or special committee considers would prejudice the Council or any person.

be designated confidential information under Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

9. Internal Audit: Review of Emergency Management

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Acting Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

10. Internal Audit Plan

Councillor Duncan/Alan Hall

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

11. Status of Internal Audit Recommendations

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

12. Process for the identification, nature, extent and reasonableness of Related Party Transactions

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the Report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 10 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

13. Local Government Performance Reporting Framework (LGPRF)

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 10 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

14. Investment Policy

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

15. Review of Audit Committee Charter and Terms of Reference

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

16. Evaluation of Audit Committee Performance

Councillor Duncan/Alan Hall

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

	QUESTION	YES/NO COMMENTS
1.	Does the Audit Committee have at least 3 members, the majority of which are independent?	Y
2.	Does the Audit Committee have a Charter setting out its role, responsibilities, composition, structure and membership requirements?	Y
3.	Has the Charter been approved and distributed to all members?	Y
4.	Has the Charter been reviewed within the last 3 years?	Y Nov 2013
5.	Has the Audit Committee been adequately resourced? (received information timelessly, been able to supervise the audit function, had sufficient attendance at meetings) And has the audit function been adequately resourced?	Y
6.	Has the Audit Committee been independent and had the technical expertise to perform its functions?	Y
7.	Has the Audit Committee been fully accountable to the Council?	Y
8.	Has the Audit Committee met at least 4 times a year?	Y
9.	Have minutes been prepared of these meetings and provided to the Council?	Y
10.	Do the members have the necessary qualifications and attributes? (basic financial literacy, being, amongst other things, honest, accountable, dedicated, objective and possess reasonable knowledge of the Council's risks and controls)?	Y

	QUESTION	YES/NO COMMENTS
11.	Has the Audit Committee had direct access to internal and external auditors without management present?	Y
12.	Has the Audit Committee ensured that the audit function has had free and effective access to personnel and information?	Y
13.	Has the Audit Committee been able to seek independent advice and ensured the audit function is independent of the management function?	Y
14.	Has the Audit Committee ensured the scope of audits are adequate?	Y
15.	Has the Audit Committee approved an annual audit plan addressing their risk profile?	Y
16.	Has the Audit Committee reviewed management's responses to issues raised by audit and monitored resolution of those issues?	Y
17.	Has the Audit Committee reviewed major changes to policies and internal control systems?	Y
18.	Has the Audit Committee overseen compliance with non financial legislation and policy?	Not sure
19.	Has the Audit Committee reviewed all reported issues of fraud or suspected fraud?	Y
20.	Has the Audit Committee reviewed the financial statements and other financial information submitted to the Council?	Y
21.	Has the Audit Committee liaised appropriately with the Auditor General to, amongst other things, ensure the best use of audit resources?	Y

17. Council Quarterly Performance Report

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the Report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Act:

(h) any other matter which the Council or special committee considers would prejudice the Council or any person

be designated confidential information under Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

18. Financials

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the Report.

That the information, contained in the attached document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Act:

(h) any other matter which the Council or special committee considers would prejudice the Council or any person

be designated confidential information under Clause 77 (2) (b) of the Local Government Act 1989.

CARRIED

19. Fraud Report

Councillor Duncan/Alan Hall

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

20. Excessive Staff Leave

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the Report.

That the information, contained in the attached document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Act:

(h) any other matter which the Council or special committee considers would prejudice the Council or any person

be designated confidential information under Clause 77 (2) (b) of the Local Government Act 1989.

CARRIED

21. Sale Livestock Exchange

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information contained in this document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989:

(e) proposed development;

(h) any other matter which the Council or special committee considers would prejudice the Council or any person.

be designated confidential information under Clause 77(2)(b) of the Local Government Act 1989.

CARRIED

22. Current Key Risk Matters

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information, contained in the attached document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989:

f) legal advice;

*h) any other matter which the Council or special committee considers would prejudice the Council or any person;
be designated confidential information under Clause 77 (2) (b) of the Local Government Act 1989.*

CARRIED

23. Risk Report

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information, contained in the attached document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 because it relates to the following grounds under Section 89(2) of the Act:

*h) any other matter which the Council or special committee considers would prejudice the Council or any person;
be designated confidential information under Clause 77 (2) (b) of the Local Government Act 1989.*

CARRIED

24. Register of Commissioned Reports

Alan Hall/Councillor Duncan

That the Audit Committee recommend to Council that it receive the report.

That the information, contained in the attached document and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 November 2014 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 Clause 77 (2) (b) of the Local Government Act 1989.*

CARRIED

25. General Business

1. CEO Update

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 4.09PM.



C3 - REPORT

GENERAL MANAGER DEVELOPMENT

ITEM C3.1**QUARTERLY STRATEGIC LAND USE PLANNING UPDATE**

DIVISION:

DEVELOPMENT

ACTION OFFICER:

MANAGER LAND USE PLANNING

DATE:

16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
		✓		✓					

OBJECTIVE

To update Council on the strategic land use planning work program for the fourth quarter of 2014.

BACKGROUND

The strategic land use planning work program is regularly reviewed by Council's Strategic Land Use Planning Projects Review Group (Review Group), which was appointed by Council at the Special Council meeting of 6 November 2013. The Review Group considered it beneficial to provide the full Council and the community with a quarterly update of the strategic land use planning work program, which comprises various prioritised projects and planning scheme amendments as outlined in Attachment 1.

OPTIONS

Council has the following options:

1. Receive the 2014 fourth quarterly update on the strategic land use planning work program; or
2. Does not receive the 2014 fourth quarterly update on the strategic land use planning work program and seeks further information for consideration at a future Council meeting.

PROPOSAL

To receive the 2014 fourth quarterly update on the strategic land use planning work program.

CONFLICT OF INTEREST

As the Manager Land Use Planning owns property within the proposed boundary of the Longford Outline Development Plan, he has declared a conflict of interest and will have no involvement in this project.

LEGISLATIVE IMPACT

All strategic land use planning matters are considered in accordance with the *Planning and Environment Act 1987* and/or any relevant legislation.

COUNCIL PLAN IMPACT

The Council Plan 2013–2017 Theme 5 Land Use Planning states the following strategic objective and related strategy:

Strategic Objective

“Appropriate and forward looking land use planning that incorporates sustainable growth and development.”

Strategy 5.1

“Ensure Land Use Policies and Plans utilise an integrated approach to guide appropriate land use and development.”

This report supports the above Council Plan strategic objective and strategy.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receives the 2014 fourth quarterly update on the strategic land use planning work program outlined in Attachment 1.

STRATEGIC LAND USE PLANNING PROJECT AND AMENDMENT LIST – 4TH QUARTER 2014

Key current projects	Status/Details	Current Priority	Anticipated Completion
North Sale Outline Development Plan and Development Contributions	<p>The adopted Sale, Wurruk & Longford Structure Plan (2010), identifies significant areas of greenfield land in North Sale for future urban development.</p> <p>In order to ensure that growth occurs in an orderly and coordinated way, an Outline Development Plan (ODP) will be prepared to establish and guide the way in which development takes place in North Sale over the next 15-20yrs.</p> <p>A (North Sale) developer contribution regime will also be progressed in association with the ODP to facilitate the provision of the infrastructure works required to accommodate future growth in a fair and equitable way.</p> <p>The preparation of an ODP has been identified as a priority for the 2014/15 strategic planning work program.</p> <p>A detailed study brief is currently being finalised in order to progress the study.</p>	H	14/15
Bushfire Planning	<p>The Department of Planning and Community Development (now the Department of Transport, Planning and Local Infrastructure or 'DTPLI') has provided Council with a \$120,000 grant to 'localise' new bushfire policy and planning provisions. Initial stages of the project, including updating reference to bushfire risk in the Wellington Planning Scheme have successfully been completed.</p> <p>Detailed work continues on finalising a draft fire management (mitigation) plan for the 90 Mile Beach-East area as the third and final stage of the project.</p>	H	14/15
Wurruk Outline Development Plan	<p>Officers continue to assist the proponents with work to facilitate the preparation of an Outline Development Plan for land within the Western Growth Area at Wurruk.</p> <p>A detailed analysis of the site is currently in progress.</p>	M	Ongoing
Port Albert Rural Lifestyle Lot Review	<p>In partnership with Spiire planning consultancy, Council has finalised the Port Albert Rural Residential Lifestyle Lots Review.</p> <p>The aim of the study was to determine the extent of available land that has the potential to be rezoned to increase the provision of rural lifestyle living opportunities in Port Albert.</p>	H	14/15

	<p>A community consultation session was held in Port Albert on 23 April 2014 and was attended by approximately 30 people. An 'Issues & Options Paper' was released in mid-May 2014 and provided the background information to support the next stage of the project which involved the preparation of a 'Draft Recommendations Report'.</p> <p>The Draft Recommendations Report was released for public comment in mid-June 2014 and attracted a total of 28 submissions.</p> <p>Council considered the Final Recommendations Report at its meeting of 2 December 2014.</p>		
Port of Sale Background Work	Limited further due diligence work including soil/sediment sampling will be undertaken. The project is of a low priority.	L	TBC
Review of Planning Controls within the Port Albert Township	<p>Council, in conjunction with Meinhardt planning consultants has completed a (preliminary) review of the planning controls which currently apply to the township area of Port Albert.</p> <p>The key aim of the review was to make recommendations regarding potential changes/modifications to the existing planning controls with a view to providing a greater level of consistency in the decision making process across the controls than currently exists.</p> <p>The recommendations of the Review will, where appropriate, be implemented as part of the Strategic Planning Work Program for 2014/15.</p> <p>It is expected that the planning scheme amendment process to implement the Review will commence in early 2015.</p>	H	14/15
Longford Outline Development Plan	Work has commenced on the preparation of an Outline Development Plan for Longford. The Plan will provide a framework and development principles which will enable officers to ensure the overall coordinated development of Longford and to provide clearer guidance to landowners wanting to rezone their land.	L	14/15

Current Amendments	Status/Details	Current Priority	Anticipated Completion
C72 (Heyfield Structure Plan Implementation)	<p>Amendment C72 was exhibited between 31 October 2013 and 16 December 2013. Twenty two (22) submissions were received and considered by an expert independent Planning Panel on 4 April 2014 at the Heyfield Community Resource Centre.</p> <p>Council considered the recommendations of the expert independent Planning Panel at its meeting of 15 July 2014 and formally adopted the amendment, which is currently with the Minister for Planning awaiting approval.</p>	H/M	14/15
C93 (Technical Amendment)	<p>A planning scheme amendment under Section 20(A) of the <i>Planning and Environment Act 1987</i> is currently being prepared. The amendment will serve to correct (policy neutral) anomalies and obvious errors within the Wellington Planning Scheme.</p>	H	14/15
C80 (Briagolong Flood Amendment)	<p>Council officers have collected past information on flooding in Briagolong and submitted this to the West Gippsland Catchment Management Authority (WGCMA) for their review/consideration. The WGCMA have advised that it is supportive of Council pursuing a 'flood amendment' on the basis of this information.</p> <p>A draft Planning Scheme amendment has been prepared by consultants through the State Government's Rural Planning Flying Squad.</p> <p>Community consultation is yet to be scheduled, but will occur prior to the exhibition of a Planning Scheme amendment.</p>	M	TBC
C86 (Rosedale Structure plan Implementation)	<p>The amendment was placed on public exhibition between September and November 2014 and attracted 14 submissions.</p> <p>Council will formally consider the submissions and determine the next steps in the process at its meeting of 16 December 2014. It is expected that an expert independent Planning Panel will be appointed to consider submission in early 2015.</p>	M	14/15

External Amendment Requests (which have been authorised by the Minister for Planning)	Status/Details	Current Priority	Anticipated Completion
C82 (69 Andrews Road, Longford)	<p>C82 relates to a request for the rezoning of land from Farming Zone to the Rural Living Zone.</p> <p>Council formally adopted the amendment at its meeting of 15 July 2014 and was subsequently approved by the Minister for Planning on 13 November 2014.</p>	M/H	14/15
C83 (P370/2012) – Andrews Road, Longford	<p>C83 relates to a request for rezoning of land from the Farming Zone to the Rural Living Zone and a combined planning permit application for the subdivision of the land into 33 lots.</p> <p>Council formally adopted the amendment at its meeting of 15 July 2014 and is currently with the Minister for Planning awaiting approval.</p>	M/H	14/15
C85 (P124/2013): Stevens Street, Sale	<p>Request for rezoning to the Neighbourhood Residential Zone (NRZ), new Design and Development Overlay 22 (DDO22) and subdivision of land into 2 lots.</p> <p>Council resolved to request Authorisation from the Minister for Planning to proceed with the exhibition of the amendment at its meeting of 3 June 2014.</p> <p>The public exhibition period took place between 31 July and 8 September 2014. One hundred and thirty six submissions and a petition were received. Council will consider the submissions and determine the next steps in the process at its meeting of 16 December 2014.</p>	L	14/15
C88 (P373/2012): Stevens Street, Sale	<p>Request for rezoning to the Neighbourhood Residential Zone (NRZ), new Design and Development Overlay 22 (DDO22) and subdivision of land into 9 lots.</p> <p>Council resolved to request Authorisation from the Minister for Planning to proceed</p>	L	14/15

	<p>with the exhibition of the amendment at its meeting of 3 June 2014.</p> <p>The public exhibition period took place between 31 July and 8 September 2014 and attracted a total of one hundred and thirty six submissions and a petition.</p> <p>Council will consider the submissions and petition and determine the next steps in the process at the meeting of 16 December 2014.</p>		
<p>C89 (Relocation of the Sale Greyhound Racing Club)</p>	<p>The Sale Greyhound Racing Club submitted a request for a combined rezoning and planning permit application for the subdivision of land at 44-50 Maffra-Sale Road and 8 Grassdale Road, Sale immediately to the west of the Gippsland rail line.</p> <p>A new greyhound racing course with ancillary facilities for the Sale Greyhound Racing Club is proposed on this site.</p> <p>Council adopted the Amendment on 18 March 2014 and was formally approved by the Minister of Planning on 16 October 2014.</p>	<p>H</p>	<p>14/15</p>



C4 - REPORT

GENERAL MANAGER BUILT & NATURAL ENVIRONMENT

ITEM C4.1**PLACE NAMES COMMITTEE MINUTES**

DIVISION: BUILT AND NATURAL ENVIRONMENT
 ACTION OFFICER: MANAGER ASSETS & PROJECTS
 DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
	✓	✓		✓		✓			

OBJECTIVE

The purpose of this report is for Council to receive the minutes from the Place Names Committee meeting held on 18 November 2014.

BACKGROUND

The Place Names Committee is an advisory committee that meets quarterly to make recommendations to Council on geographical place name issues.

OPTIONS

Council have the following options available:

1. Receive the minutes of the Place Names Committee; or
2. Seek further information and consider at a future meeting.

PROPOSAL

That Council receive and note the minutes of the Place Names Committee meeting held on 18 November 2014;

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

COMMUNICATION IMPACT

There will be no communication impact in receiving these minutes.

LEGISLATIVE IMPACT

The Local Government Act 1989 provides Council the power to approve, assign or change the name of a road. Council in exercising this power must act in accordance with the guidelines provided for under the Geographical Place Names Act 1998.

COUNCIL PLAN IMPACT

The Council Plan 2013-2017 Theme 1 Leadership and Engagement states the following strategic objective and related strategy:

Strategic Objective

"Our community is informed about Council business and is involved in Council decision making. Council advocates on behalf of the community."

Strategy 1.1

"Ensure sound processes are in place to facilitate input into Council deliberation and decision making."

COMMUNITY IMPACT

There will be no community impact from the adoption of the Place Names Committee minutes.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive and note the minutes of the Place Names Committee meeting held on 18 November 2014.

ATTACHMENT ONE



PLACE NAMES COMMITTEE (PNC) MEETING 18 NOVEMBER 2014 AT 9:30AM DENISON ROOM MINUTES

ATTENDEES:

**Councillor Emilie Davine
Councillor Darren McCubbin
Councillor Patrick Mclvor
Dean Morahan (Manager Assets & Projects)
James Blythe (GIS Officer)**

MEETING OPENING

Meeting opened at 9:30am

APOLOGIES

Sandra Rech (Coordinator Asset Management)

CONFLICT OF INTEREST

Nil

1. CONFIRMATION OF MINUTES FROM PREVIOUS MEETING

It was moved:

Councillor Davine/Mclvor

That the minutes of the previous Place Names Committee meeting held on 28 August 2014 be accepted.

Carried

2. CURRENT ISSUES

2.1 Submission to name waterfalls in the Yarram Area

Following submissions to name waterfalls in the Yarram area and a separate submission to name three waterfalls in the Moroka River area, it was moved at the 17 June 2014 Place Names Committee Meeting:

It was moved:

Councillor Davine/Mclvor

That:

- The following waterfall names be advertised in the Yarram area and if no negative responses are received within 28 days of the advertised date then proceed to register these waterfall names:
 - Albert River Falls – on the Albert River; and
 - Bruthen Creek Falls – on the Bruthen Creek; and

- Chilver Falls – on an unnamed tributary of Merriman Creek; and
 - Diannes Falls – on Jack River; and
 - Le Grand Falls – on Bruthen Creek; and
 - Thomas Falls – on an unnamed tributary of Jack River; and
 - Love Falls – upstream waterfall on Wards Creek; and
 - Nicholls Falls – downstream waterfall on Wards Creek; and
- The following waterfall names be advertised in the local area and if no negative responses are received within 28 days of the advertised date then proceed to register these waterfall names:
 - Lummican Falls – in Lummican Gully off the Moroka River; and
 - Moroka River Falls – on the Moroka River; and
 - Moroka Gorge Falls – on the Moroka River; and
 - Advise the Gunaikurnai Land and Waters Aboriginal Corporation of the proposed names.

The waterfall names were advertised with no submissions received and were subsequently gazetted on 23 October 2014.

It was moved:

Councillor Mclvor/McCubbin

That this item be closed.

Carried

2.2 Request to correct name of Barneys Boggle Track

A request has been received to rename Barneys Boggle Track to Bunnies Boggle Track.

It was moved:

Councillor Mclvor/Davine

That:

- The road be renamed to Bunnies Boggle Track;
- Adjoining property owners are advised in writing and if no negative responses are received within 28 days of the mail out date then register this name with the Office of Geographic Names.

Adjoining property owners have been contacted and the OGN will be requested to gazette the name if no negative response received.

It was moved:

Councillor Davine/Mclvor

That this item remain open.

Carried

2.3 Page Court, Sale

Having identified an unapproved road name (Page Court) on PS635532, the planning department has contacted the developer and a letter has now been received from the developer requesting that the name be endorsed.

Further investigation revealed that the name Page was approved at the 19 December 2006 Council meeting.

It was moved:

Councillor Davine/Mclvor

That the Statutory Planning department be advised that the name Page was approved by Council in 2006 and that it notify the developer of this.

The Land Use Planning Team have been notified.

**It was moved:
Councillor McCubbin/McIvor
That this item be closed.**

Carried

2.4 Request for Road Names in Stratford Subdivision

A request has been received to name three courts and one through road in a Stratford subdivision. Mitchell Street was nominated for the through road at the 16 February 2011 meeting of the Place Names Committee and subsequently ratified at the Ordinary Council Meeting of 5 April 2011.

Mitchell Street was originally intended to be named after local author Alice Mitchell. Alice lost her three brothers in the First World War, so it was deemed appropriate to name the street in commemoration of the Mitchell family.

In support of the ANZAC Commemorative Naming Project, the developer suggested ANZAC and ANZAC Cove as names, amongst others. These names would not be accepted by the Office of Geographic Names due to the proximity of ANZAC Street in Sale.

The Committee contacted the Wellington Shire Heritage Network for suggestions on ANZAC themed names. The names Tweedie, Pruden and Freitag were suggested. Tweedie and Pruden were Stratford men who served and were casualties in the Boer War while Mary Freitag nursed in India and aboard the hospital ship Varella after enlisting. Other names suggested were Stewart, Swan and Hamilton which cannot be used due to proximity to streets already using those names.

It was moved:

Councillor McIvor/Davine

That:

- The three courts in the proposed subdivision between Blackburn Street and Hobson Street, Stratford, be named Pruden, Tweedie and Freitag;
- The developer be notified of this.

The developer has subsequently been notified.

**It was moved:
Councillor McCubbin/Davine
That this item be closed.**

Carried

2.5 Request to add the name Hanratty to a road in Glenhaven Subdivision

A request has been received to consider the name Hanratty for the Glenhaven subdivision. Names for this subdivision have already been nominated, however it may be appropriate to include on the Council Approved Road Name Register.

It was moved:

Councillor Davine/McIvor

That:

- The name Hanratty be added to the Council Approved Road Name Register;
- The proponent be notified in writing that road names for the Glenhaven Estate subdivision have already been assigned but that the name Hanratty will be added to the Council Approved Road Name Register for future use.

The name Hanratty has subsequently been added to the Approved Road Name Register.

**It was moved:
Councillor McIvor/Davine
That this item be closed.**

Carried

2.6 Longford Subdivision off Cobb Road

A request has been received to name two roads in a Longford subdivision. The names suggested are Cumming, Laws or Grandevue Circuit as an alternative.

The Cumming and Laws family owned the land proposed for this subdivision.

The Committee deemed that the name Grandevue was not in keeping with the Geographic naming principles and thus not accepted.

The Committee recommends that the main road be named Cumming Drive and that the short, eastern access road off Andrews Road be named Laws Way.

It was moved:

Councillor Mclvor/Davine

That:

- The main road in the proposed subdivision on the corner of Cobb Road and Andrews Road, Longford, be named either Cumming Drive;
- The short, eastern access road off Andrews Road be named Laws Way;
- The developer be advised of this.

The developer has subsequently been notified.

It was moved:

Councillor McCubbin/Mclvor

That this item be closed.

Carried

3. GENERAL BUSINESS

3.1 A request has been received to approve road names for a proposed subdivision in Sale, north of Cobains Road (as per attached).

It was moved:

Councillor McCubbin/Mclvor

That the developer be advised that the following names be recommended to Council for approval (after the additional names required have been accepted):

Swan Lake Drive;

Papworth Drive;

Dyer Drive; and

that the committee would support other names for the subdivision to be taken from the Wellington Shire Council Approved Road Names Register or alternatively the subdivision names may be based on a transport theme, not using brand names but based on names relevant to Sale and the surrounding area.

Carried

3.2 Sunday Island

Ambulance Victoria has expressed its concern that Sunday Island is difficult to identify in an emergency response situation. This is on the basis that the island is in the locality of Port Albert and has no named roads or addressing.

Advice received from the Office of Geographic names is that Sunday Island should become its own locality, all tracks be named and all dwellings numbered.

It was moved:

Councillor McCubbin/Davine

That the owners of Sunday Island be contacted to determine their interest in Sunday Island becoming a locality and the track and features of the island being named.

Carried

4. NEXT MEETING: Tuesday 17 February 2015 at 9.30am CLOSE: Meeting closed at 10:45am.

ITEM C4.2**PROPOSED SALE OF DISCONTINUED ROAD (LANEWAY)
REAR OF 137-139 MARLEY STREET, SALE**

DIVISION: BUILT AND NATURAL ENVIRONMENT
 ACTION OFFICER: MANAGER BUILT ENVIRONMENT
 DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓	✓	✓	✓	✓	✓	✓	✓

OBJECTIVE

For Council to finalise the sale of a previously discontinued roadway described as rear of 137-139 Marley Street, Sale (refer Attachment One).

BACKGROUND

This matter has been the subject of a number of previous council reports:

- 4 March 2008 - Resolved to proceed with a discontinuance process.
- 16 September 2008 - Notice of motion proposed for the next Council Meeting.
- 7 October 2008 – Resolved that area of laneway be discontinued.

Subsequent to the above Council decision, the laneway was ultimately discontinued (see Attachment Two – Victorian Government Gazette of 16 October 2008). Correspondence was also forwarded to the proposed purchaser.

The purchaser had previously indicated an intention to progress a claim for adverse possession. Given Council's continued interest in the parcel, this claim would be unlikely to be successful. The purchaser has now been committed to the purchase subject to Council approach to sell.

This report proposes that Council now authorise the final stages of the transaction.

OPTIONS

Council has the following options available:

1. Complete the sale; or
2. Not complete the sale.

PROPOSAL

That:

1. Council resolve to sell part of the discontinued road (laneway) at rear of 137-139 Marley Street, Sale described as part R2 on LP2155 to the owner of 44 Codrington Street, Sale at the assessed market valuation; and
2. Authorise the Chief Executive Officer to execute necessary documentation.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

An appropriate market valuation has been commissioned and the land was last valued at \$22,500.

Council will incur some costs such as for legal and valuation expenses.

COMMUNICATION IMPACT

No communication impacts have been identified.

LEGISLATIVE IMPACT

Council has complied with relevant legislation in relation to this matter.

The discontinuance has been progressed in accordance with Section 206 (1) of the *Local Government Act 1989* (the Act) including Clause 3 to Schedule 10 of the Act.

COUNCIL POLICY IMPACT

The proposed transfer does not conflict with Council's policy regarding Sale, Exchange and Acquisition of Land.

The policy outlines that transactions should be in the interests of the community and provide the best result (financial and non-financial).

It has been assessed that there is no specific justification that the land should be transferred at less than market value and this is reflected in the reports recommendation.

COUNCIL PLAN IMPACT

The Council Plan 2013-17 Theme 4 Infrastructure states the following strategic objective and related strategies:

Strategic Objective

"Assets and infrastructure that meet current and future community needs."

This report supports the above Council Plan strategic objective and strategies.

RESOURCES AND STAFF IMPACT

The matter has been managed utilising resources within the Built and Natural Environment with the engagement of solicitors and surveyors where necessary.

COMMUNITY IMPACT

It is considered that the sale of this property would not result in any impact on the community.

ENVIRONMENTAL IMPACT

It is considered that the sale of this property would not result in any impact on the environment.

CONSULTATION IMPACT

Previous statutory processes in relation to the discontinuance have included opportunities for consultation.

RISK MANAGEMENT IMPACT

No issues of risk management have been identified as applicable in approving the transfer of Council land.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That

- 1. Council resolve to sell the discontinued road (laneway) at rear of 137-139 Marley Street, Sale more particularly described as part R2 on LP2155 to the owner of 44 Codrington Street, Sale at the assessed market valuation as consideration; and***
- 2. Authorise the Chief Executive Officer to execute necessary documentation in relation to the sale of part R2 on LP2155 137 – 139 Marley Street Sale to the owner of Codrington Street, Sale.***

ATTACHMENT ONE



44 Codrington Street, Sale



Discontinued Roadway to rear of 137-139 Marley Street, Sale

WELLINGTON SHIRE COUNCIL



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ATTACHMENT TWO

WELLINGTON SHIRE COUNCIL
Discontinuance of Road (Laneway)
Rear 137-139 Marley Street, Sale

Persuant to section 206 of the **Local Government Act 1989** including Clause 3 of Schedule 10, the Wellington Shire Council, after consultation with relevant Statutory Authorities, advertising its intention as well as serving notice on the registered proprietors of the land and owners and occupiers of land abutting the laneway at the rear of 137-139 Marley Street, Sale, resolved at its meeting on 7 October 2008 as follows:-

- (a) that the Road (Laneway) at the rear of 137-139 Marley Street, Sale, as shown hatched on the plan hereunder, shall be discontinued upon publication of this resolution in the Government Gazette;
- (b) the land contained in the said Road (part) be sold by private treaty to abutting landowners.



 ROAD TO BE DISCONTINUED

Dated 8 October 2008

LYNDON WEBB
 Chief Executive Officer

ITEM C4.3**2014 024 SALE LIVESTOCK EXCHANGE
- SALEYARD FITOUT TENDER AWARD**

DIVISION: BUILT AND NATURAL ENVIRONMENT
 ACTION OFFICER: MANAGER ASSETS AND PROJECTS
 DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓		✓	✓	✓	✓	✓	✓

OBJECTIVE

The objective of this report is for Council to enter into a contract to fitout the selling shed at the Sale Livestock Exchange.

BACKGROUND

The project is to rejuvenate and update the facilities at the Sale Livestock Exchange. This includes: the construction of new 5625m² selling shed and associated rain water harvesting tanks and lighting upgrade; fitout of new shed with pens and associated water reticulation, laneways, weighing and drafting centre, auctioneers and buyers walkways; provision of soft flooring under new roofed area to reduce water usage and provide better environment for livestock; installation of new loading ramps; and civil upgrades to car parking area.

The project is being funded over three financial years and the work has been divided into five separate portions that are progressing under separate timeframes and contracts. The construction program has been programmed to be completed over a period of 12-18 months. The funding split is as follows:

2013/14	\$ 140,000
2014/15	\$1,794,021
2015/16	\$1,365,979
Total	\$3,300,000

The work packages have been split to enable works to proceed separately and to deliver the best value for money. The works packages are:

2014 021 Buyers Walkway Crown Unit Supply	Works Commenced off site 05/11/14
2014 022 Removal of Existing Pens	Works Completed 28/11/14
2014 023 Selling Shed Construction	Works Commenced off site 11/11/14
2014 024 Selling Shed Fitout	Tendered (Subject of this report)
2014 025 Civil Works including site access	Preplanning

This report is for the Contract 2014-024 Sale Livestock Exchange – Saleyard Fitout.

OPTIONS

Council has the following options:

1. Adopt the recommendations contained in the attached confidential Tender Evaluation Report for contract 2013-024 Sale Livestock Exchange – Saleyard Fitout; or

2. Not enter into a contract and not proceed with these works at this time.

PROPOSAL

That Council enter into a contract for the 2014-024 Sale Livestock Exchange – Saleyard Fitout.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

There are sufficient funds available for the works programmed for completion in this financial year.

COMMUNICATION IMPACT

Regular stakeholder meetings will continue to be used to maintain good communication and a regular newsletter outlining project progress.

LEGISLATIVE IMPACT

Wellington Shire Council is committed to ensuring the Contract tendering process complies with the *Victorian Local Government Act 1989* and the Victorian Local Government Code of Tendering.

COUNCIL PLAN IMPACT

The Council Plan 2013–2017 Theme 4 Infrastructure states the following strategic objective and related strategy:

Strategic Objective

“Assets and infrastructure that meet current and future community needs”

Strategy 4.2

“Ensure assets are managed, maintained and renewed to meet service needs.”

This report supports the above Council Plan strategic objective and strategy.

RESOURCES AND STAFF IMPACT

The Assets and Projects Unit will provide the staff and resources to manage this contract.

COMMUNITY IMPACT

The improved and upgraded facilities will provide improved operational, animal welfare, safety and environmental benefits and this will produce a positive community impact.

ENVIRONMENTAL IMPACT

The proposed construction works will have minimal environmental impact, with the contractors complying with Council's Guidelines on Environmental Management for Roadwork Projects. The finished project will have positive environmental benefits regarding reduced water use onsite.

CONSULTATION IMPACT

There will be short term interruptions associated with the construction works, however there will be a positive long term impact on the farming community that use this facility. Council's standard consultation practices will be implemented on this project.

RISK MANAGEMENT IMPACT

It is considered that the proposed contract works will not expose Council to any significant risks. All Occupational and Health and Safety risks will be discussed with the contractor and allocated to the party in the best position to manage each risk.

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 of the Council Meeting Agenda for contract 2014- 024 Sale Livestock Exchange - Saleyard Fitout; and***
- 2. The information contained in the confidential document Item F1.2 Contract 2014 -024 Sale Livestock Exchange – Saleyard Fitout of this Council Meeting be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 1 December 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: c) 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.***

ITEM C4.4**2014-038 ROYAL FLYING DOCTORS SERVICE VEHICLE SHED AND OFFICE REFURBISHMENT**

DIVISION: BUILT AND NATURAL ENVIRONMENT

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

DATE: 16 DECEMBER 2014

IMPACTS									
Financial	Communication	Legislative	Council Policy	Council Plan	Resources & Staff	Community	Environmental	Consultation	Risk Management
✓	✓	✓		✓	✓	✓		✓	✓

OBJECTIVE

The objective of this report is to request Council to delegate authority to the Chief Executive Officer to enter into a contract for the redevelopment of the buildings located at the Sale Oval to accommodate the Royal Flying Doctors Service (RFDS) mobile patient transport operations.

BACKGROUND

The project is to refurbish existing disused buildings at the Sale Oval to facilitate the relocation of the RFDS regional patient transport operations from their existing rented facilities in Maffra.

An announcement was made on 4 July 2014 confirming grant funding to assist with the relocation of the RFDS to the new Sale facility.

Designs have been completed and the tender process conducted. For the project to be completed in a timely manner, and noting the interest of RFDS to enter into a lease and commence operations from the premises in May/June 2015, this report seeks Council to delegate to the Chief Executive Officer to award the contract.

OPTIONS

Council has the following options available:

1. Delegate authority to the Chief Executive Officer to enter into a contract within budget for Contract 2014-038 Royal Flying Doctors Service Vehicle Shed and Office Refurbishment;
2. Consider the report to award a contract at a further meeting; or
3. Note the report and take no further action.

PROPOSAL

That Council delegate authority to the Chief Executive Officer to enter into a contract within budget for Contract 2014-038 Royal Flying Doctors Service Vehicle Shed and Office Refurbishment.

CONFLICT OF INTEREST

No staff and/or contractors involved in the compilation of this report have declared a Conflict of Interest.

FINANCIAL IMPACT

The delegation sought is to allow the award of the contract within the budget allocated.

This project is being funded by a combination of council revenue and grant funding from the Department of State Development, Business and Innovation (DSDBI) as outlined below:

Council Revenue:	\$180,000.00
Grant Funding (DSDBI):	\$360,000.00
Total Budget	\$540,000.00

RFDS will be entering into a commercial lease with Wellington Shire Council for the use of the premises.

COMMUNICATION IMPACT

Extensive consultation between stakeholders, including the RFDS, has been carried out throughout the preplanning and design process to ensure the new facilities are fit for purpose. Proceeding with construction stage is crucial in maintaining good client relations with the RFDS.

LEGISLATIVE IMPACT

Wellington Shire Council is committed to ensuring the Contract tendering process complies with the *Victorian Local Government Act 1989* and the Victorian Local Government Code of Tendering.

COUNCIL PLAN IMPACT

The Council Plan 2013–2017 Theme 4 Infrastructure states the following strategic objective and related strategy:

Strategic Objective

“Assets and infrastructure that meet current and future community needs.”

Strategy 4.2

“Ensure assets are managed, maintained and renewed to meet service needs.”

This report supports the above Council Plan strategic objective and strategy.

RESOURCES AND STAFF IMPACT

The Assets & Projects Unit will provide the staff and resources to manage this contract.

COMMUNITY IMPACT

The improved and upgraded facilities will provide improved operational and safety benefits to the RFDS and this will produce a positive community impact.

CONSULTATION IMPACT

Identified stakeholders have been consulted throughout the pre-planning and design phases of this project.

RISK MANAGEMENT IMPACT

It is considered that engagement of properly qualified and experienced contractors to undertake the proposed works will mitigate any risk impacts.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That:

- 1. Council delegate authority to the Chief Executive Officer to enter into a contract within budget for Contract 2014-038 Royal Flying Doctors Service Vehicle Shed and Office Refurbishment; and***
- 2. The Chief Executive Officer provide Council with further details when the Contract 2014-038 Royal Flying Doctors Service Vehicle Shed and Office Refurbishment has been awarded.***



C5 - REPORT

GENERAL MANAGER LIVEABILITY



D. URGENT BUSINESS



E. FURTHER GALLERY AND CHAT ROOM COMMENTS



F. CONFIDENTIAL ATTACHMENT/S

F. CONFIDENTIAL ATTACHMENT/S



WELLINGTON
SHIRE COUNCIL
The Heart of Gippsland

**ORDINARY COUNCIL MEETING
16 DECEMBER 2014**

On this 26 day of November 2014, in accordance with Section 77 Clause (2)(c) of the *Local Government Act 1989*; I, Lesley Fairhall (Delegate) declare that the information contained in the attached document **AUDIT COMMITTEE MINUTES 19 NOVEMBER 2014** is confidential because it relates to the following grounds under Section 89(2) of the *Local Government Act 1989*:

- e) proposed developments
- f) legal advice
- h) any other matter which the Council or special committee considers would prejudice the Council or any person.

LFairhall

.....
Acting General Manager Governance (Delegate)



WELLINGTON
SHIRE COUNCIL
The Heart of Gippsland

**ORDINARY COUNCIL MEETING
16 December 2014**

On this day of 1 December 2014, in accordance with Section 77 Clause (2) (c) of *the Local Government Act 1989*; I, Christopher Hastie, General Manager Built and Natural Environment declare that the information contained in the attached document **ITEM 2014-024 SALE LIVESTOCK EXCHANGE – SALEYARD FITOUT** is confidential because it relates to the following grounds under Section 89(2) of the *Local Government Act 1989*:

d) Contractual matters

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General Manager Built and Natural Environment



G. IN CLOSED SESSION