



**WELLINGTON**  
SHIRE COUNCIL  
*The Heart of Gippsland*

## Resolutions in Brief

*To be read in conjunction with the Agenda of 16 December 2014*

**PRESENT:**

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

**IN ATTENDANCE:**

David Morcom, Chief Executive Officer  
Chris Hastie, General Manager Built & Natural Environment  
John Websdale, General Manager Development  
Glenys Butler, General Manager Liveability  
Tracey Cummings, Acting General Manager Corporate Services  
Raelene Bowman, Governance Officer

**APOLOGIES:**

Councillor Darren McCubbin

**LEAVE OF ABSENCE:**

Councillor Scott Rossetti

# ORDINARY MEETING OF COUNCIL – 16 DECEMBER 2014

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Mayor Crossley called for one minute silence to acknowledge the victims of the Martin Place siege in Sydney.

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

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

**RECOMMENDATION**

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

**COUNCILLOR DAVINE/COUNCILLOR DUNCAN**

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

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

ITEM	FROM MEETING	COMMENTS	ACTION BY
Item C4.2 Proposed transfer of land to Gippsland Water	5 November 2014	<p><u>2 December 2014</u></p> <p>Contact has been made with Gippsland Water to seek the additional information that Council require. Awaiting a response from Gippsland Water.</p> <p><u>16 December 2014</u></p> <p>Response received 15 December 2014</p> <p>Gippsland Water wrote to each of the adjoining property owners and occupiers providing information regarding the proposed pumping station and an opportunity to discuss the proposal. Within the timeframe provided by Gippsland Water, no owners or occupiers sought to further engage with Gippsland Water on the matter.</p>	Manager Built Environment/ Coordinator Commercial Facilities Management

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

## 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.**

### PROCEDURAL MOTION

**COUNCILLOR McIVOR**

*That Item C4.2 Proposed transfer of land to Gippsland Water be lifted from the table.*

**CARRIED**

**COUNCILLOR McIVOR/COUNCILLOR WENGER**

*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.**

**CARRIED**

**ITEM A6**

**ACCEPTANCE OF LATE ITEMS**

**COUNCILLOR HOLE/COUNCILLOR WENGER**

*That Item B1 Delegate Report for National Timber Councils Association be accepted as a late item.*

**CARRIED**

**ITEM A7**

**NOTICE/S OF AMENDMENT OR RESCISSION**

NIL

**ITEM A8**

**NOTICE/S OF MOTION**

NIL

**ITEM A9(2)**

**RESPONSE TO PETITION – LONGFORD GOLDEN BEACH ROAD**

### 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.

## 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.***

**COUNCILLOR DAVINE/COUNCILLOR DUNCAN**

***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.***

**CARRIED**

**ITEM A9(3)**

**RECEIPT OF PETITION: CONSTRUCTION OF A WALKING TRACK ALONG SETTLEMENT ROAD, WURRUK**

### **OBJECTIVE**

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

## RECOMMENDATION

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

**COUNCILLOR HOLE/COUNCILLOR McIVOR**

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

**CARRIED**

**ITEM A9(4)**

**RECEIPT OF PETITION: REQUEST FOR MAINTENANCE AND FIRE FUEL REDUCTION – LUKMAN'S ROAD AND WARRIGAL TOMS CREEK ROAD, NEWRY**

### **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.

**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.*

**COUNCILLOR McIVOR/COUNCILLOR WENGER**

*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.*

**CARRIED**

**ITEM A10 INVITED ADDRESSES, PRESENTATIONS OR  
ACKNOWLEDGEMENTS**

NIL

**ITEM A11 GALLERY COMMENTS**

NIL

**ITEM A12 QUESTIONS ON NOTICE**

NIL

**ITEM A13 MAYOR’S REPORT**

**RECOMMENDATION**

*That the Mayor’s report be noted.*

**COUNCILLOR DAVINE/COUNCILLOR CLEARY**

*That the Mayor’s report be noted.*

**CARRIED**

**ITEM B1 DELEGATE REPORT: NATIONAL TIMBER COUNCILS  
ASSOCIATION (NTCA)**

**RECOMMENDATION**

*That the delegates report be noted.*

**COUNCILLOR HOLE/COUNCILLOR CLEARY**

*That the delegates report be noted.*

**CARRIED**



## 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.*

**COUNCILLOR DUNCAN/COUNCILLOR WENGER**

*That:*

1. *Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.1 Audit Committee Minutes of 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.*

**CARRIED**

**ITEM C3.1**

**QUARTERLY STRATEGIC LAND USE PLANNING UPDATE**

**OBJECTIVE**

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

## RECOMMENDATION

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

**COUNCILLOR WENGER/COUNCILOR DAVINE**

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

**CARRIED**

**ITEM C4.1**

**PLACE NAMES COMMITTEE MINUTES**

**OBJECTIVE**

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

## RECOMMENDATION

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

**COUNCIILOR McIVOR/COUNCILLOR CLEARY**

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

**CARRIED**

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

#### **OBJECTIVE**

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

## 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.*

**COUNCILLOR DAVINE/COUNCILLOR WENGER**

*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.*

**CARRIED**

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

#### **OBJECTIVE**

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

## 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.***

**COUNCILLOR HOLE/COUNCILLOR McIVOR**

***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.***

**CARRIED**

The Mayor announced Proway Livestock Equipment Pty Ltd as the successful tender.

**ITEM C4.4**

**2014-038 ROYAL FLYING DOCTORS SERVICE VEHICLE SHED  
AND OFFICE REFURBISHMENT**

### **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.

## 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.***

**COUNCILLOR WENGER/COUNCILLOR McIVOR**

*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.*

**CARRIED**



**D. URGENT BUSINESS**

NIL



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

NIL

**Meeting declared closed 6.46pm.**