



WELLINGTON
SHIRE COUNCIL
The Heart of Gippsland

Resolutions in Brief

To be read in conjunction with the Agenda of 17 February 2015

PRESENT:

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

IN ATTENDANCE:

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

APOLOGIES:

Councillor Scott Rossetti

ORDINARY MEETING OF COUNCIL – 17 FEBRUARY 2015

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

To adopt the minutes of the Ordinary Council Meeting of 3 February 2015 as tabled.

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 3 February 2015 as tabled.

COUNCILLOR WENGER/COUNCILLOR DUNCAN

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 3 February 2015 as tabled.

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

ITEM	FROM MEETING	COMMENTS	ACTION BY
<p>Sale Specialist School</p> <p><i>That:</i></p> <p>a) <i>Council write to the Deputy Premier and Minister for Education, the Hon. James Merlino, highlighting the urgent need to address the current situation at the Sale Specialist School, the growing demand for specialist school enrolments and the longstanding inadequacies of the existing facility;</i></p> <p>b) <i>Council seek a meeting with the Minister for Education to discuss the future plans for the school and seek a commitment from him to secure funding for the new school; and</i></p> <p>c) <i>This resolution is passed to MLA for Eastern Victoria Harriet Shing and Daniel Mulino.</i></p>	<p>3 February 2015</p>	<p>General Manager Liveability drafted letter 10 February 2015</p> <p>Letter forwarded to Hon James Merlino on 12 February 2015 as attached.</p>	<p>General Manager Liveability</p>



12 February 2015

The Hon James Merlino MP
Deputy Premier
Minister for Education
Level 3, 1 Treasury Place
EAST MELBOURNE VIC 3002

Dear Minister

URGENT NEEDS OF THE SALE SPECIALIST SCHOOL

As you are aware, the Sale Specialist School has for many years been advocating strongly to government for funding to enable the upgrade of their facility.

There are currently 71 students enrolled at the Sale Specialist School. The school is unable to cater to demand for new enrolments, but more importantly, it is unable to cater to the basic physical, social and educational needs of existing students.

For your information and to highlight the growing demand for the services provided by the Sale Specialist School, the Department of Education and Training have predicted enrolments at the new school will reach 144 students.

We understand, from a media announcement today, that you will be visiting Sale in the near future to discuss the needs of the Sale Specialist School. Councillors from Wellington Shire Council would greatly appreciate the opportunity to also meet with you to provide additional advocacy and support to the discussion.

We look forward to hearing from you in the near future to confirm arrangements for the meeting.

Yours sincerely



DAVID MORCOM
Chief Executive Officer

Our Ref: gb:jb

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Telephone 1300 366 244 • Facsimile 03 5142 3499
enquiries@wellington.vic.gov.au • www.wellington.vic.gov.au • DX 85008

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158 Grant Street, Yarram Victoria 3971
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NATIONAL AWARDS
FOR LOCAL GOVERNMENT



The Heart of Gippsland

ITEM A6**ACCEPTANCE OF LATE ITEMS****COUNCILLOR WENGER/COUNCILLOR McIVOR**

That Item 1 Gippsland Lakes be accepted as a late Item.

CARRIED

Item 1 Gippsland Lakes

COUNCILLOR WENGER/COUNCILLOR HOLE

That Council write a letter of support and budget submission to the Hon. Lisa Neville, Minister for Environment Water and Climate Change, outlining the outstanding work completed by the Gippsland Lakes Ministerial Advisory Committee (GLMAC) over the past two years. In recognising the enormous economic, social and environmental impact the health of the Gippsland Lakes has for all Victorians, Council urges the Andrews Labor Government to:

- 1. Allocate \$8.5m to the health, management and sustainable development of the Gippsland Lakes through the Gippsland Lakes Environment Fund;*
- 2. Continue to improve the model of local coordination through the establishment of a new Gippsland Lakes Management Committee (potentially as a stand-alone public sector entity), with a charter to advise government and coordinate action and resources for the protection, development and management of the Gippsland Lakes, and*
- 3. Consider further advice on the evolution of the GLMAC model to improve the delivery of planning, management and community engagement for the Gippsland Lakes and ensure the coordinated delivery of government objectives for the Lakes.*

CARRIED**ITEM A7****NOTICE/S OF AMENDMENT OR RESCISSION**

NIL

ITEM A8**NOTICE/S OF MOTION**

NIL

ITEM A9(1)**OUTSTANDING PETITIONS**

NIL

ITEM A9(2)**RESPONSE TO PETITION: REQUEST TO SEAL HUFFERS ROAD, MERRIMAN STREET AND KYLE STREET, ROSEDALE****OBJECTIVE**

To consider and respond to the petition received by Council at it's meeting of 3 February 2015, requesting Council to raise the priority of construction and sealing of Huffers Lane, Merriman Street and Kyle Street, Rosedale, for implementation under the Residential Road and Street Construction Plan.

RECOMMENDATION

That:

- 1. Council agree to the request to raise the priority of construction and sealing of Huffers Lane, Merriman Street and Kyle Street, Rosedale, in line with the Residential Road, Street and Construction Plan, and**
- 2. The Chief Executive Officer write to the head petitioner to advise them of Councils decision in relation to this matter and that in accordance with Council Policy 4.2.4 Special Charge Schemes Roads, Streets and Drainage preliminary planning for a Special Charge Scheme will commence in 2015 -2016.**

COUNCILLOR McCUBBIN/COUNCILLOR DUNCAN

That:

- 1. Council agree to the request to raise the priority of construction and sealing of Huffers Lane, Merriman Street and Kyle Street, Rosedale, in line with the Residential Road, Street and Construction Plan, and**
- 2. The Chief Executive Officer write to the head petitioner to advise them of Councils decision in relation to this matter and that in accordance with Council Policy 4.2.4 Special Charge Schemes Roads, Streets and Drainage preliminary planning for a Special Charge Scheme will commence in 2015 -2016.**

CARRIED

ITEM A10 INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

Youth Council Induction

The Mayor presented the 2015 Youth Councillors with their Affirmation of Office Certificate and Youth Councillors made their pledge.

ITEM A11 GALLERY COMMENTS

NIL

ITEM A12 QUESTIONS ON NOTICE

NIL

ITEM A12(1) OUTSTANDING QUESTIONS ON NOTICE

NIL

ITEM A13

MAYOR'S REPORT

RECOMMENDATION

That the Mayor's report be noted.

COUNCILLOR McCUBBIN/COUNCILLOR CLEARY

That the Mayor's report be noted.

CARRIED

ITEM C1.1

CHIEF EXECUTIVE OFFICER'S REPORT

RECOMMENDATION

That the Chief Executive Officer's Report be received.

COUNCILLOR HOLE/COUNCILLOR WENGER

That the Chief Executive Officer's Report be received.

CARRIED

ITEM C1.2

JANUARY 2015 PERFORMANCE REPORT

OBJECTIVE

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

RECOMMENDATION

That Council receive and note the January 2015 Council Performance Report as attached.

COUNCILLOR CLEARY/COUNCILLOR McCUBBIN

That Council receive and note the January 2015 Council Performance Report as attached.

CARRIED

ITEM C2.1

ASSEMBLY OF COUNCILLORS

OBJECTIVE

To report on all assembly of Councillor records received during the period 27 January 2015 to 10 February 2015.

RECOMMENDATION

That Council note and receive the attached Assembly of Councillors records received during the period 27 January 2015 to 10 February 2015.

COUNCILLOR McIVOR/COUNCILLOR WENGER

That Council note and receive the attached Assembly of Councillors records received during the period 27 January 2015 to 10 February 2015.

CARRIED

ITEM C2.2**UPDATED S6 INSTRUMENT OF DELEGATION TO MEMBERS OF COUNCIL STAFF****OBJECTIVE**

For Council to adopt an updated S6 Instrument of Delegation to Members of Council Staff as attached.

RECOMMENDATION

That Council adopt the updated S6 Instrument of Delegation to Members of Council Staff as attached.

COUNCILLOR McIVOR/COUNCILLOR DUNCAN

That Council adopt the updated S6 Instrument of Delegation to Members of Council Staff as attached.

CARRIED**ITEM C3.1****AMENDMENT C86 – ROSEDALE STRUCTURE PLAN IMPLEMENTATION****OBJECTIVE**

In accordance with Sections 22 and 23 of the *Planning and Environment Act 1987*, that Council:

1. Consider all written submissions to Amendment C86 (Rosedale Structure Plan Implementation) to the Wellington Planning Scheme; and
2. Request the Minister for Planning to appoint a Planning Panel to consider all submissions.

RECOMMENDATION***That:***

1. *Pursuant to Section 22 of the Planning and Environment Act 1987, Council consider all written submissions received to Amendment C86; and*
2. *Pursuant to Section 23 of the Planning and Environment Act 1987, Council requests the Minister for Planning to appoint a Planning Panel to consider all written submissions received to Amendment C86.*

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

1. Phillip Logan, Rosedale resident

Mr Logan asked why we were implementing Plan?

Lots 10, 11 and 12 Shaws Lane are too valuable not to be developed. The land should be rural residential. He is opposed to long term residential growth as currently identified in the plan.

Suggested C86 should be tabled until Best Practice and Procedures are examined.

2. Jeff Chignell, Rosedale resident

Happy with changes made to the structure plan and only concern was the effect new development would have on his greyhound business including buffer zone (distances).

COUNCILLOR McIVOR/COUNCILLOR McCUBBIN

That:

- 1. Pursuant to Section 22 of the Planning and Environment Act 1987, Council consider all written submissions received to Amendment C86; and**
- 2. Pursuant to Section 23 of the Planning and Environment Act 1987, Council requests the Minister for Planning to appoint a Planning Panel to consider all written submissions received to Amendment C86.**

CARRIED

ITEM C3.2

**AMENDMENT C85 AND AMENDMENT C88, PROPOSED
RESIDENTIAL DEVELOPMENT STEVENS STREET, SALE**

OBJECTIVE

In accordance with Sections 22, 23 and 96B of the *Planning and Environment Act 1987*, that Council:

1. Consider all written submissions to Amendment C85 concurrently with the proposed planning permit 124/2013 (Rezoning and 2 lot subdivision of land opposite 37-39 and 41 Stevens Street, Sale);
2. Consider all written submissions to Amendment C88 concurrently with the proposed planning permit 373/2012 (Rezoning and 9 lot subdivision of land on 74 Stevens Street, Sale); and
3. Request the Minister for Planning to appoint a Planning Panel to consider all submissions to the two combined Planning Scheme Amendments and planning permit applications.

RECOMMENDATION

That in accordance with Sections 22, 23 and 96B of the Planning and Environment Act 1987, Council:

- 1. Consider all written submissions to Amendment C85 concurrently with the proposed planning permit 124/2013 (Rezoning and 2 lot subdivision of land opposite 37-39 and 41 Stevens Street, Sale);**
- 2. Consider all written submissions to Amendment C88 concurrently with the proposed planning permit 373/2012 (Rezoning and 9 lot subdivision of land on 74 Stevens Street, Sale); and**
- 3. Request the Minister for Planning to appoint a Planning Panel to consider all submissions to the two combined Planning Scheme Amendments and planning permit applications.**

Councillor Davine declared an indirect Conflict of Interest due to close association to one of the proponents.

Councillor Davine left the Council Chamber 6.40pm.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

1. Nick Anderson, Managing Director, NBA Group Pty Ltd

Advised Council he is the proponent for the application and fully supports Council Officers' recommendation in this report to send to a panel, where the community can debate their issues and as a proponent he can put forward his expert evidence to address issues that have been put forward by members of the public.

2. Meryl Edwards, Sale resident

Spoke regarding water springs and drainage issues that may impact on adjoining properties. Welcomed the recommendations being presented to a Planning Panel and commented that some areas are simply not meant to be developed.

3. Alan Armstrong, Builder, Sale resident

Expressed support for the rezoning of land along Stevens Street.

4. Ron Gregory, Sale resident

Raised concerns in relation to the report including pollution, environment, flood levels, high power lines, building issues and for Council to consider the high number of objections to this report.

5. Peter Komen, Stevens Street resident

Concerns regarding the high voltage power lines in Stevens Street and with the proposed subdivision would have houses being built under power lines.

Also raised concern that Stevens Street is becoming a speed track and with all the bends and slopes in the road is dangerous. Houses will be built closer to the road and with no kerb, channelling and footpaths is dangerous for traffic, cyclists and people walking dogs.

6. Jeremy Fleming, one of the proponents

Advised Council he is aware of the sensitivity of the wetlands and all issues are addressed in the application. Panel to consider material and ensure all issues are addressed by an expert panel and also decide on fact from fiction.

7. Meryl Edwards

Concern regarding stormwater and wastewater coming into her land where she keeps animals. Ensure new landowners look after their own waste.

COUNCILLOR McCUBBIN/COUNCILLOR McIVOR

That in accordance with Sections 22, 23 and 96B of the Planning and Environment Act 1987, Council:

1. **Consider all written submissions to Amendment C85 concurrently with the proposed planning permit 124/2013 (Rezoning and 2 lot subdivision of land opposite 37-39 and 41 Stevens Street, Sale);**
2. **Consider all written submissions to Amendment C88 concurrently with the proposed planning permit 373/2012 (Rezoning and 9 lot subdivision of land on 74 Stevens Street, Sale); and**
3. **Request the Minister for Planning to appoint a Planning Panel to consider all submissions to the two combined Planning Scheme Amendments and planning permit applications.**

CARRIED

Councillor Davine returned to the Council Chamber 7.27pm.

ITEM C5.1

GIPPSLAND ART GALLERY ADVISORY GROUP MINUTES

OBJECTIVE

To receive the minutes from the Gippsland Art Gallery Advisory Group meeting held on 1 December 2014.

RECOMMENDATION

That Council receive the minutes of the Gippsland Art Gallery Advisory Group meeting held on 1 December 2014.

COUNCILLOR DAVINE/COUNCILLOR McIVOR

That Council receive the minutes of the Gippsland Art Gallery Advisory Group meeting held on 1 December 2014.

CARRIED

D. URGENT BUSINESS

NIL

E. FURTHER GALLERY AND CHAT ROOM COMMENTS

1. John McLinden, Longford resident

Concerns raised regarding Longford. Community are dissatisfied about how Longford is developed, more shops are required rather than travelling into Sale for shopping. Decisions should be made locally rather than having consultants from other areas making decisions on development.

Rates: Commented that a committee of Longford community representatives should be formed to look after specific issues regarding rates.

2. Alan Heywood, Pearsondale resident

Spoke on the wetlands issue: Would like to raise issue of the name, should be wetland/dryland, it is flood prone, wet when water comes down and then allowed to dry out. There is a locked gate to hold the water in when the area gets to wet, this matter need to be revisited.

Also stated that Minutes of Council meetings are not accurately recorded; minutes should reflect all the words spoken at the lectern.

Meeting declared closed at 7.27pm.