



# WELLINGTON SHIRE COUNCIL

*The Heart of Gippsland*

## Resolutions in Brief

To be read in conjunction with the Ordinary Council Meeting Agenda  
4 December 2018

### **COUNCILLORS PRESENT**

Alan Hall (Mayor)  
Malcolm Hole (Deputy Mayor)  
Carolyn Crossley  
Ian Bye  
Darren McCubbin  
Gayle Maher  
Carmel Ripper  
Scott Rossetti  
Garry Stephens

### **IN ATTENDANCE**

David Morcom	- Chief Executive Officer
John Websdale	- General Manager Development
Chris Hastie	- General Manager Built & Natural Environment
Sharon Houlihan	- General Manager Community & Culture
Arthur Skipitaris	- General Manager Corporate Services
Trish Dean	- Governance Officer

# ORDINARY MEETING OF COUNCIL – 4 DECEMBER 2018

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**ITEM A4**

**ADOPTION OF MINUTES OF PREVIOUS MEETING/S**

**OBJECTIVE**

To adopt the minutes of the Ordinary Council Meeting of 20 November 2018.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 20 November 2018.*

**COUNCILLOR BYE / COUNCILLOR ROSSETTI**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 20 November 2018.*

**CARRIED**

**ITEM A5**

**BUSINESS ARISING FROM PREVIOUS MINUTES**

**ITEM C4.1**

**REVOCAION OF UNUSED ROAD LICENCE TROUGHTON STREET ALBERTON**

**OBJECTIVE**

The objective of this report is for Council to consider the revocation of part of an unused road grazing licence held over Troughton Street, Alberton.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That pursuant to section 407 (1) of the Land Act 1958, as it is desirable in the public interest, the Department of Environment, Land, Water and Planning be requested that part of the unused road licence held over the unused Government Road being Troughton Street, Alberton be revoked as it is required for public traffic.*

Councillor Maher moved a formal motion.

**THAT THIS MATTER LAY ON THE TABLE.**

The matter was put and CARRIED.

**CARRIED**

Councillor Maher moved a formal motion

**That Item C4.1, Revocation of unused road licence – Troughton Street Alberton from the 20 November 2018 meeting be lifted off the table.**

The matter was put and CARRIED

**CARRIED**

**COUNCILLOR MAHER / COUNCILLOR STEPHENS**

*That pursuant to section 407 (1) of the Land Act 1958, as it is desirable in the public interest, the Department of Environment, Land, Water and Planning be requested that part of the unused road licence held over the unused Government Road being Troughton Street, Alberton be revoked as it is required for public traffic.*

**CARRIED**

**ITEM A6**

**ACCEPTANCE OF LATE ITEMS**

NIL

**ITEM A7**

**NOTICES OF MOTION**

NIL

**ITEM A8**

**RECEIVING OF PETITIONS OR JOINT LETTERS**

NIL

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

ITEM	FROM MEETING	COMMENTS	ACTION BY
Nil			

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

Mayor Alan Hall presented Councillor McCubbin and Councillor Rossetti with certificates of outstanding service awards from the Municipal Association of Victoria. Councillor McCubbin has completed 15 years as a Councillor while Councillor Rossetti has completed 10 years as a Councillor.

**ITEM A10****QUESTIONS ON NOTICE**

NIL

**ITEM B****DELEGATES REPORT**

Councillor Hole provided a verbal delegate's report from the Municipal Association of Victoria regarding Emergency Management Committee which I recently attended with General Manager Community & Culture.

The committee discussed the following items:

- Key changes to the current Disaster Recovery Funding arrangements between the Commonwealth and States;
- Moving to an upfront estimation model;
- Changes to the claims process;
- New requirements of Asset Condition reporting;
- MAV and Local Government Victoria to facilitate workshops regarding these new arrangements; and
- Establishment of a code red policy.

***COUNCILLOR McCUBBIN / COUNCILLOR BYE***

***That Councillor Hole delegates report be accepted.***

**CARRIED**

**ITEM C1.1**

**NOMINATION TO EXECUTIVE COMMITTEE – NATIONAL TIMBER COUNCILS ASSOCIATION**

**OBJECTIVE**

For Council to approve the nomination of Councillor Malcolm Hole as a Victorian council candidate or the 2018/19 National Timber Councils Association (NTCA), Executive Committee.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council approve the nomination of Councillor Malcolm Hole as a Victorian council candidate for the 2018/19 National Timber Councils Association, Executive Committee.*

**COUNCILLOR STEPHENS / COUNCILLOR CROSSLEY**

*That Council approve the nomination of Councillor Malcolm Hole as a Victorian council candidate for the 2018/19 National Timber Councils Association, Executive Committee.*

**CARRIED**

Councillor Hole accepted the nomination

**ITEM C2.1**

**ASSEMBLY OF COUNCILLORS**

**OBJECTIVE**

To report on all assembly of Councillor records received for the period 13 November 2018 to 27 November 2018.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council note and receive the attached Assembly of Councillor records for the period 13 November 2018 to 27 November 2018.*

**COUNCILLOR BYE / COUNCILLOR McCUBBIN**

*That Council note and receive the attached Assembly of Councillor records for the period 13 November 2018 to 27 November 2018.*

**CARRIED**

**ITEM C2.2**

**COUNCIL MEETING DATES FOR 2019**

**OBJECTIVE**

To formally:

- agree to the Council Meeting frequency for 2019, as attached; and
- adopt and make public a schedule of Council Meetings for 2019

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That:*

1. *Council formally adopt the dates and times of the proposed 2019 Council Meetings as attached; and*
2. *Council make public a schedule of Council Meetings for 2019.*

**COUNCILLOR MAHER / COUNCILLOR RIPPER**

*That:*

1. *Council formally adopt the dates and times of the proposed 2019 Council Meetings as attached; and*
2. *Council make public a schedule of Council Meetings for 2019.*

**CARRIED**

**ITEM C2.3**

**APPOINTMENT OF COUNCILLORS TO COMMITTEES AND AS DELEGATES**

**OBJECTIVE**

To appoint Councillors to the following Committees:

- Advisory
- Special
- Other Organisations

in accordance with the updated register as attached.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Councillors be appointed to Council Committees in accordance with the updated register as attached.*

**COUNCILLOR STEPHENS / COUNCILLOR McCUBBIN**

*That Councillors be appointed to Council Committees in accordance with the updated register as attached.*

**CARRIED**

**OBJECTIVE**

To seek Council authorisation to establish new leases with (1) Alpine Airworks, and (2) South Gippsland Aviation Pty Ltd at Yarram Aerodrome.

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

That

1. ***Council authorise the Chief Executive Officer to progress separate requests to lease to:***
  - a. ***Alpine Airworks; and***
  - b. ***South Gippsland Aviation Pty Ltd.***
2. ***Council advertises its intention to lease land at Yarram Aerodrome at or above market value, subject to the provisions of the Local Government Act 1989 section 190 and 223, including calling for submissions in relation to the proposed lease.***
3. ***Subject to not receiving any submissions, Council authorise the Chief Executive Officer to progress the lease at or above the current market value including executing necessary documents.***
4. ***The information contained in the Confidential Attachment Item F1.1 Yarram Aerodrome Business Leases of this Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Development on 13 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.***

**COUNCILLOR MAHER / COUNCILLOR BYE**

**That**

- 1. Council authorise the Chief Executive Officer to progress separate requests to lease to:
  - a. Alpine Airworks; and**
  - b. South Gippsland Aviation Pty Ltd.****
- 2. Council advertises its intention to lease land at Yarram Aerodrome at or above market value, subject to the provisions of the Local Government Act 1989 section 190 and 223, including calling for submissions in relation to the proposed lease.**
- 3. Subject to not receiving any submissions, Council authorise the Chief Executive Officer to progress the lease at or above the current market value including executing necessary documents.**
- 4. The information contained in the Confidential Attachment Item F1.1 Yarram Aerodrome Business Leases of this Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Development on 13 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.**

**CARRIED**

**ITEM C4.1**

**RECREATIONAL BOATING FACILITIES PLAN**

**OBJECTIVE**

The objective of this report is for Council to approve the draft Recreational Boating Facilities Plan, as attached, and release it for community consultation for a period of eight weeks.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council approve the draft Recreational Boating Facilities Plan, as attached, and release it for community consultation for a period of eight weeks.*

**COUNCILLOR BYE / COUNCILLOR MAHER**

*That Council approve the draft Recreational Boating Facilities Plan, as attached, and release it for community consultation for a period of eight weeks.*

**CARRIED**

**ITEM:C4.2**

**RESIDENTIAL ROAD AND STREET CONSTRUCTION PLAN**

**OBJECTIVE**

The objective of this report is for Council to approve the draft Residential Road and Street Construction Plan, as attached, and release it for community consultation for a period of eight weeks.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council approve the draft Residential Road and Street Construction Plan, as attached, and release it for community consultation for a period of eight weeks.*

**COUNCILLOR CROSSLEY / COUNCILLOR MAHER**

*That Council approve the draft Residential Road and Street Construction Plan, as attached, and release it for community consultation for a period of eight weeks.*

**CARRIED**

**ITEM C4.3**

**APPLICATION FOR UNUSED ROAD LICENCE IN PARISH OF  
BUDGEE BUDGE – DARGO**

**OBJECTIVE**

The objective of this report is for Council to consider an application that the government road being CA2003 and abutting the east boundary of CA38 in the Parish of Budgee Budgee is not required for public traffic and is therefore an unused road.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That pursuant to section 400 of the Land Act 1958, Council gives notice that Government Road (CA 2003) east of CA38 Section 17, Parish of Budgee Budgee is not required for public traffic and is therefore an unused road.*

**COUNCILLOR RIPPER / COUNCILLOR HOLE**

*That pursuant to section 400 of the Land Act 1958, Council gives notice that Government Road (CA 2003) east of CA38 Section 17, Parish of Budgee Budgee is not required for public traffic and is therefore an unused road.*

**CARRIED**

**ITEM C4.4****REVOCATION OF AN UNUSED ROAD LICENCE - GOVERNMENT ROAD EAST OF LOT 2 PS613367 – PARISH OF COONGULLA****OBJECTIVE**

The objective of this report is for Council to consider a request from the adjoining landowner to revoke part of an unused road licence over a section of an unnamed Government Road abutting the eastern boundary of Lot 2 PS 613367 Parish of Coongulla.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL****RECOMMENDATION*****That:***

- 1. Pursuant to section 407 (1) of the Land Act 1958, as it is desirable in the public interest, the Department of Environment, Land, Water and Planning be requested that part of the unused road licence held over the unused Government Road east of Lot 2 PS613367, Parish of Coongulla be revoked as it is required for public traffic.***
- 2. The information contained in the confidential document Item F1.2 Revocation of an unused road licence – Government Road East of Lot 2 PS613367 – Parish of Coongulla of this Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built and Natural Environment on 27 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.***

**COUNCILLOR CROSSLEY / COUNCILLOR HOLE*****That:***

- 1. Pursuant to section 407 (1) of the Land Act 1958, as it is desirable in the public interest, the Department of Environment, Land, Water and Planning be requested that part of the unused road licence held over the unused Government Road east of Lot 2 PS613367, Parish of Coongulla be revoked as it is required for public traffic.***
- 2. The information contained in the confidential document Item F1.2 Revocation of an unused road licence – Government Road East of Lot 2 PS613367 – Parish of Coongulla of this Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built and Natural Environment on 27 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: h) any other matter which the Council or special committee considers would prejudice the Council or any person be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.***

**CARRIED**

**ITEM C5.1**

**MAFFRA RECREATION RESERVE COMMITTEE OF MANAGEMENT  
MINUTES**

**OBJECTIVE**

For Council to receive the minutes from the Maffra Recreation Reserve Committee of Management's Annual and General Meetings held on 1 October 2018.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's Annual and General Meetings held on 1 October 2018.*

**COUNCILLOR RIPPER / COUNCILLOR CROSSLEY**

*That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's Annual and General Meetings held on 1 October 2018.*

**CARRIED**

**ITEM C5.2**

**URBAN PATHS PLAN**

**OBJECTIVE**

The objective of this report is for Council to approve the draft Urban Paths Plan (2018), as attached, and release it for community consultation for a period of eight weeks.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council approve the Draft Urban Paths Plan (2018), as attached, and release it for community consultation for a period of eight weeks.*

**COUNCILLOR MAHER / COUNCILLOR CROSSLEY**

*That Council approve the Draft Urban Paths Plan (2018), as attached, and release it for community consultation for a period of eight weeks.*

**CARRIED**

**ITEM C5.3**

**BRIAGOLONG RECREATION RESERVE COMMITTEE OF  
MANAGEMENT MINUTES**

**OBJECTIVE**

For Council to receive the minutes from the Briagolong Recreation Reserve Committee of Management's Annual and General Meetings held on 8 October 2018 and 12 November 2018.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's Annual and General Meetings held on 8 October 2018 and 12 November 2018.*

**COUNCILLOR RIPPER / COUNCILLOR HOLE**

*That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's Annual and General Meetings held on 8 October 2018 and 12 November 2018.*

**CARRIED**



## D. URGENT BUSINESS

NIL



## E. FURTHER GALLERY AND CHAT ROOM COMMENTS

*Gallery comments are an opportunity for members of the public to raise any particular matter they wish. This allows those in the gallery to speak directly to councillors but is not a forum designed for open discussion or debate. We will listen respectfully to what you have to say and make the commitment that the Mayor will respond to you in writing within one week if required, and a copy of that response will be circulated to all councillors.*

*This is not a forum for members of the public to lodge complaints against individuals, including councillors and staff, particularly as that individual gets no public right of reply to any matter raised. We take complaints seriously, and in line with the guidance from the Victorian Ombudsman and the local Government Inspectorate, we request that any specific complaint against an individual be put in writing. This way, your concern can be properly dealt with while ensuring fairness to all parties concerned.*

*If you wish to speak, we remind you that this part of the meeting is being recorded and broadcast on our website. Council's official Minutes will record that you have spoken to Council and the subject you spoke to Council about but will not record specific comments. We ask you to state your name in full, where you are from, and you have three minutes*

CHAT ROOM COMMENTS – NIL

GALLERY COMMENTS - NIL

Meeting declared closed at: 3:38pm

The live streaming of this Council meeting will now come to a close.



**G. IN CLOSED SESSION**

**G. IN CLOSED SESSION**

**COUNCILLOR STEPHENS**

*That the meeting be closed to the public pursuant to Section 89(2) of the Local Government Act 1989 to consider:*

- a) personal matters*
- d) contractual matters*

**CARRIED**

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**IN CLOSED SESSION**

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**COUNCILLOR STEPHENS**

*That Council move into open session and ratify the decision made in closed session.*

**CARRIED**