



WELLINGTON SHIRE COUNCIL

The Heart of Gippsland

Resolutions in Brief

To be read in conjunction with the Ordinary Council Meeting Agenda
7 November 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
John Tatterson	- Acting General Manager Built & Natural Environment
Sharon Houlihan	- General Manager Community & Culture
Arthur Skipitaris	- General Manager Corporate Services
Trish Dean	- Governance Officer

OFFICER APOLOGY

Chris Hastie, General Manager Built & Natural Environment

ORDINARY MEETING OF COUNCIL – 7 NOVEMBER 2018

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ITEM AA3

ELECTION OF DEPUTY MAYOR

OBJECTIVE

For Council to elect a Councillor to be Deputy Mayor.

RECOMMENDATION

That Councillor be elected as Deputy Mayor of Wellington Shire Council for a term concluding at the first Ordinary Council meeting in November 2019.

The Mayor called for nominations – no further nominations received
Councillor Ripper nominated Councillor Hole
Councillor Hole accepted the nomination
A show of hands supported Councillor Hole

COUNCILLOR RIPPER / COUNCILLOR McCUBBIN

That Councillor Hole be elected as Deputy Mayor of Wellington Shire Council for a term concluding at the first Ordinary Council meeting in November 2019.

CARRIED

ITEM A4

ADOPTION OF MINUTES OF PREVIOUS MEETING/S

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of 16 October 2018.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 16 October 2018.

COUNCILLOR BYE / COUNCILLOR RIPPER

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 16 October 2018.

CARRIED

ITEM A5

BUSINESS ARISING FROM PREVIOUS COUNCIL MEETING

NIL

ITEM A6

ACCEPTANCE OF LATE ITEMS

NIL

ITEM A7(1)**NOTICE OF MOTION – GIPPSLAND LINE RAIL UPGRADES**

OFFICER:

COUNCILLOR RIPPER

DATE:

7 NOVEMBER 2018

I, Councillor Ripper hereby give notice of my intention to move the following motion at the Ordinary Meeting of Council on 7 November 2018.

That:

Whilst remaining supportive of the Gippsland Line Rail Upgrades, Council write to the new Minister for Public Transport (or equivalent, post November state election), with copies to local Gippsland Members of Parliament, seeking assurance that once decommissioned from the rail network, the future management and maintenance responsibilities associated with the existing Avon River Rail Bridge remain with the State Government or one of its statutory bodies.

COUNCILLOR RIPPER /COUNCILLOR STEPHENS***That:***

Whilst remaining supportive of the Gippsland Line Rail Upgrades, Council write to the new Minister for Public Transport (or equivalent, post November state election), with copies to local Gippsland Members of Parliament, seeking assurance that once decommissioned from the rail network, the future management and maintenance responsibilities associated with the existing Avon River Rail Bridge remain with the State Government or one of its statutory bodies.

CARRIED**Rationale**

The \$1.75 billion Regional Rail Revival program (RRR) is a joint initiative of the Australian and Victorian governments and will upgrade stations, signalling and track across Victoria. The \$530 million Gippsland Line Upgrade is a package of works included in the RRR program and will deliver improved train services to the growing communities of Gippsland and create hundreds of jobs in the region.

The Gippsland Line Upgrade is proposed to be delivered in two work packages:

- Gippsland Line Upgrade Corridor Works (Corridor Works), and the
- Avon River Bridge Upgrade.

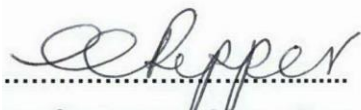
The Avon River Bridge Upgrade is currently being advanced by the State Government via Planning Scheme Amendment C105 and associated processes.

Concurrently, Rail Projects Victoria (RPV) has nominated the existing Avon River Rail Bridge to be listed on the Victorian Heritage Register (VHR) as an asset of state significance, to preserve the historic amenity enjoyed by the community, rail commuters and regional tourists. It is anticipated that the Victorian Heritage Council will make a final decision on the nomination at its meeting of 6 December 2018.

Rail Projects Victoria have already conducted consultation regarding the bridge project and received 23 responses from members of the public during the consultation phase. A summary of the responses is provided below:

- Responses showed strong support for the new bridge, which many felt had long been needed given the constraints of the existing structure;
- Most respondents liked the concept design for the new bridge, although some were interested to know why alternative alignments had not been chosen;
- Feedback also showed that future planning was a key concern for the community, with a number of responses relating to whether the new bridge could accommodate VLocity trains, withstand flooding events and be designed to require minimal upgrades in future;
- The community is eager to see the existing bridge well maintained and utilised in a meaningful way even after it is decommissioned;
- Many would like to see it built into the Gippsland Plains Rail Trail or used for other community projects;
- Respondents expressed their appreciation for the bridge's historical and heritage significance;
- Responses relating to the McAlister Street level crossing upgrade comprised mainly of requests for the crossing to become active by incorporating lights and boom gates to maximise safety;
- There were requests for traffic disruption to be kept to a minimum during the works;
- The community would like to see local jobs created as part of the project.

The consultation process by the state government has informed our community about this important project, but also provided an expectation about potential uses for the old bridge, as borne out in the feedback. However the future management and maintenance of the current Avon River Bridge is not clear, although it is currently a State Government controlled and maintained asset. Council does not wish to assume responsibility for maintaining the Avon River Bridge given the ongoing resource implications and instead seeks State Government assurance that the future integrity and maintenance will continue to be controlled by the State Government, particularly if the bridge is listed on the Victorian Heritage Register.

A handwritten signature in cursive script, appearing to read 'Ripper', written over a horizontal dotted line.

COUNCILLOR RIPPER

Dated: 30 October 2018

ITEM A7(2)**NOTICE OF MOTION PRINCES HIGHWAY DUPLICATION AND SALE ALTERNATE ROUTE**

OFFICER:

COUNCILLOR HOLE

DATE:

7 NOVEMBER 2018

I, Councillor Hole, hereby give of my intention to move the following motion at the Ordinary Meeting of Council on 7 November 2018:

That the Mayor write to all candidates standing in the upcoming State Government Election for the seats of Gippsland East and Gippsland South and Morwell, seeking a commitment to the completion of duplication works on the Princes Highway between Sale and Traralgon and the upgrading of the Sale Alternate Truck Route in accordance with planning completed by VicRoads.

Council write to the new Minister for Roads and Road Safety (or equivalent, post November state election), with copies to local Gippsland Members of Parliament, seeking:-

- 1. A state budget commitment, and funding agreement with the federal government, for the completion of duplication works on the Princes Highway between Sale and Traralgon, and***
- 2. An update on the state government's proposed Sale Alternate Truck Route via Myrtlebank/Fulham, including latest details on the business case, likely project costings, and consultation outcomes with affected residents and the broader Sale business community.***

COUNCILLOR HOLE / COUNCILLOR STEPHENS

Council write to the new Minister for Roads and Road Safety (or equivalent, post November state election), with copies to local Gippsland Members of Parliament, seeking:-

- 1. A state budget commitment, and funding agreement with the federal government, for the completion of duplication works on the Princes Highway between Sale and Traralgon, and***
- 2. An update on the state government's proposed Sale Alternate Truck Route via Myrtlebank/Fulham, including latest details on the business case, likely project costings, and consultation outcomes with affected residents and the broader Sale business community.***

CARRIED

BACKGROUND / RATIONALE

Duplication works along the Princes Highway between Sale and Traralgon has been progressing over multiple stages since around 2010. Once completed, the duplication will deliver transport and freight efficiency, reduce congestion, and improve safety and amenity.

While two stages are currently being worked on, albeit slowly, the final two stages include 12kms of works at Flynn and Kilmany and are yet to receive state government funding. The approximate total cost to complete the final two stages is in the order of \$165M.

Under current funding arrangements, the State Government would need to contribute 20% of this cost with the Federal Government contributing 80%. The Federal Government had committed funding, subject to the State Government committing its share, as part of its 2018/19 budget announcements.

Similarly, while the Sale Alternate Truck Route (SATR) has received preliminary funding from the State Government for early concept development and community engagement, no funding has been committed for the finalisation of land acquisitions and the completion of the proposed upgrades. It is understood that the estimated cost of upgrading the SATR is approximately \$77M.

The SATR is a major connector between the Princes Highway west of Sale at the Sale Heyfield Road intersection and re-joins the Princes Highway north of Sale at the Myrtlebank Road intersection. The SATR continues to see significant annual increases in traffic volumes of around 6% while the Princes Highway through Sale is steady at around 2%. Until proposed upgrades are completed, the SATR is not able to be used for higher mass limit freight traffic.

The importance of upgrading these key roads is well recognised across Gippsland and beyond and as such it is concerning that no commitment has been made by the State Government for the completion of the Princes Highway duplication works and the upgrading of the Sale Alternative Truck Route.



COUNCILLOR HOLE

Dated: 30 October 2018

ITEM A8

OUTSTANDING PETITIONS

NIL

ITEM A8(2)

RECEIPT OF PETITION – SPEED REDUCTION WITHIN TINAMBA AREA

OBJECTIVE

To present Council with a petition in relation to reduction in speed limits from Tinamba to Maffra.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

Terry Clark, Tinamba resident

Provided Council with an overview of his concerns regarding the current speed limits, recent accidents and the safety of school children within the Tinamba area.

RECOMMENDATION

That Council receive the attached petition in relation to speed reductions from Tinamba to Maffra.

That

- 1. Council receive the attached petition in relation to speed reductions on roads in Tinamba;***
- 2. Council supports the Tinamba Community in its desire to make their town as safe as possible regarding road traffic;***
- 3. The petition be referred to VicRoads for assessment and feedback, as they are the Responsible Road Authority for the Traralgon Maffra Road, as well as the authority responsible for approving the installation of speed signage on all Council controlled roads,***
- 4. The Chief Executive Officer write to the head petitioners to advise of Council's decision in relation to this matter.***

COUNCILLOR HOLE / COUNCILLOR McCUBBIN

That

- 1. Council receive the attached petition in relation to speed reductions on roads in Tinamba;***
- 2. Council supports the Tinamba Community in its desire to make their town as safe as possible regarding road traffic;***
- 3. The petition be referred to VicRoads for assessment and feedback, as they are the Responsible Road Authority for the Traralgon Maffra Road, as well as the authority responsible for approving the installation of speed signage on all Council controlled roads,***
- 4. The Chief Executive Officer write to the head petitioners to advise of Council's decision in relation to this matter.***

CARRIED

ITEM A8(3)

RESPONSE TO PETITION: CASTLES CAR PARK DESAILLY STREET SALE

OBJECTIVE

To consider and respond to the petition received by Council at its meeting on 2 October 2018, requesting provision of long vehicle parking in Desailly Street, Sale.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That:

- 1. Council authorise the Chief Executive Officer to arrange for the installation of signage and line marking to provide two dedicated long vehicle parking spaces in the Castles Carpark behind Chalmers.*
- 2. The Chief Executive Officer write to the head petitioner to advise of Councils decision in relation to this matter.*

COUNCILLOR ROSSETTI / COUNCILLOR BYE

That:

- 1. Council authorise the Chief Executive Officer to arrange for the installation of signage and line marking to provide two dedicated long vehicle parking spaces in the Castles Carpark behind Chalmers.*
- 2. The Chief Executive Officer write to the head petitioner to advise of Councils decision in relation to this matter.*

CARRIED

ITEM A9

INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

NIL

ITEM A10

QUESTIONS ON NOTICE

NIL

ITEM B

DELEGATES REPORT

Councillor Hole provided a delegate's report regarding his attendance at Rural Councils' Victoria Annual Meeting which was then followed by the General Meeting. RCV was well attended from both Rural and Regional Councils. The theme of the meeting was de-centralisation (how do we achieve this) and the increase in population across rural areas.

Councillor Hole tabled three reports including the:

- Rural Workforce Development Plan

Councillor Hole was also present at the State conference which again was well attended. The theme included:

- Local Government now and tomorrow;
- Sport and Recreational facilities for women; and
- Encouragement of women participation in sports.

Councillor Hole was also present at the State Council which again was well attended. The items included voting on the following motion "*potential for a raining president to nominate for the incoming presidency even though they are not a council delegate nor a member of the Municipal Association of Victoria*" This motion was lost.

ITEM C2.1

ASSEMBLY OF COUNCILLORS

OBJECTIVE

To report on all assembly of Councillor records received for the period 9 October 2018 to 30 October 2018.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 9 October 2018 to 30 October 2018.

COUNCILLOR BYE / COUNCILLOR STEPHENS

That Council note and receive the attached Assembly of Councillor records for the period 9 October 2018 to 30 October 2018.

CARRIED

ITEM C2.2

REMUNERATION COMMITTEE MINUTES

OBJECTIVE

For Council to note and receive the minutes and endorse the actions of the Remuneration Committee meeting held on 16 October 2018.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 16 October 2018 as attached; and***
- 2. Council endorse the actions from the Remuneration Committee meeting held on 16 October 2018 as detailed in the attached minutes.***

COUNCILLOR HOLE / COUNCILLOR STEPHENS

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 16 October 2018 as attached; and***
- 2. Council endorse the actions from the Remuneration Committee meeting held on 16 October 2018 as detailed in the attached minutes.***

CARRIED

ITEM C3.1

**PLANNING SCHEME AMENDMENT C105 – AVON RIVER RAIL
BRIDGE UPGRADE**

OBJECTIVE

To seek Council's written support (see **Attachment 1**) for Planning Scheme Amendment C105, which will provide the relevant planning provisions within the Wellington Planning Scheme (see **Attachment 2**) to facilitate a new rail crossing at the Avon River as part of the state government's 'Regional Rail Revival' (RRR), program.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council provide written support (see Attachment 1) to Rail Projects Victoria for Planning Scheme Amendment C105, which will introduce the relevant planning provisions (see Attachment 2) into the Wellington Planning Scheme to facilitate the delivery of a new rail crossing at the Avon River as part of the state government's Regional Rail Revival program.

COUNCILLOR RIPPER / COUNCILLOR BYE

That Council provide written support (see Attachment 1) to Rail Projects Victoria for Planning Scheme Amendment C105, which will introduce the relevant planning provisions (see Attachment 2) into the Wellington Planning Scheme to facilitate the delivery of a new rail crossing at the Avon River as part of the state government's Regional Rail Revival program.

CARRIED

OBJECTIVE

The objective of this report is for Council to consider entering into a contract for the asphalt resheeting of urban roads.

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

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.1 Asphalt Resurfacing Works Contract 2019-029; and***
- 2. The information contained in the confidential document Item F1.1 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 & Natural Environment on 7 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) 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 STEPHENS / COUNCILLOR CROSSLEY

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.1 Asphalt Resurfacing Works Contract 2019-029; and***
- 2. The information contained in the confidential document Item F1.1 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 & Natural Environment on 7 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) 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 the successful tenderer as Fowlers Asphalting Pty Ltd

OBJECTIVE

The objective of this report is for Council to consider entering into a contract for Stage 2 of the Netball Facility construction at Gordon Street Recreation Reserve, Heyfield.

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 Gordon Street Recreation Reserve Stage 2 Netball Facilities Contract 2019-009; and***
- 2. The information contained in the confidential document Item F1.2 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 & Natural Environment on 7 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) 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 BYE

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 Gordon Street Recreation Reserve Stage 2 Netball Facilities Contract 2019-009; and***
- 2. The information contained in the confidential document Item F1.2 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 & Natural Environment on 7 November 2018 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) 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 the successful tenderer as Cranes Asphaltting & Bitumen Sealing Pty Ltd

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 General Meeting held on 3 September 2018.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's General Meeting held on 3 September 2018.

COUNCILLOR RIPPER / COUNCILLOR MAHER

That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's General Meeting held on 3 September 2018.

CARRIED

ITEM C5.2

**GORDON STREET RECREATION RESERVE COMMITTEE OF
MANAGEMENT MINUTES**

OBJECTIVE

For Council to receive the minutes from the Gordon Street Recreation Reserve Committee of Management's General Meeting held on 27 August 2018.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's General Meeting held on 27 August 2018.

COUNCILLOR HOLE / COUNCILLOR CROSSLEY

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's General Meeting held on 27 August 2018.

CARRIED

ITEM C5.3

THE WEDGE MASTERPLAN ADVISORY GROUP MINUTES

OBJECTIVE

To receive the minutes from The Wedge Masterplan Advisory Group meeting held on 10 September 2018.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes of The Wedge Masterplan Advisory Group meeting held on 10 September 2018.

Councillor McCubbin declared a direct conflict of interest under section 77b due to a likelihood of receiving a direct benefit and left the chamber at 3:54pm

COUNCILLOR BYE / COUNCILLOR CROSSLEY

That Council receive the minutes of The Wedge Masterplan Advisory Group meeting held on 10 September 2018.

CARRIED

Councillor McCubbin returned to the chamber at 3:56pm



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 -

John Lees, Boisdale resident

Spoke to Council regarding his concerns with the following:

- Tree trimming Lagoon Lane, Boisdale
- Tree planting along Powerscourt Street Maffra
- Fading colour concrete in the Sale Mall area
- Aqua Energy facility

Meeting declared closed at: 4:03pm

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



G. IN CLOSED SESSION

G. IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR McCUBBIN

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

d) contractual matters

CARRIED

IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR CROSSLEY

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

CARRIED