



WELLINGTON SHIRE COUNCIL

The Heart of Gippsland

Resolutions In Brief

To be read in conjunction with the Ordinary Council Meeting Agenda
7 May 2019

COUNCILLORS PRESENT

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

IN ATTENDANCE

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

OFFICER APOLOGY

John Websdale - General Manager Development

ORDINARY MEETING OF COUNCIL – 7 MAY 2019

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ITEM A4 ADOPTION OF MINUTES OF PREVIOUS MEETING/S

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of 16 April 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 16 April 2019.

COUNCILLOR ROSSETTI / COUNCILLOR RIPPER

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 16 April 2019.

CARRIED

ITEM A5 BUSINESS ARISING FROM PREVIOUS MINUTES

NIL

ITEM A6 ACCEPTANCE OF LATE ITEMS

NIL

ITEM A7 NOTICES OF MOTION

NIL

ITEM A8(1) OUTSTANDING PETITIONS

ITEM	FROM MEETING	COMMENTS	ACTION BY
Installation of street light Colville Street, Port Albert	5 March 2019	Item to lay on the table until further notice.	Manager Assets & Projects

Councillor Stephens addressed Council in relation to Item A8(1), the outstanding matter of a petition regarding the installation of a street light at Colville Street Port Albert. This matter is currently laying on the table, pending receipt of further information from council staff. Councillor Stephens advised that it was his intention to lift this matter off the table at the next Council meeting and seek an outcome for this matter.

OBJECTIVE

The objective of this report is for Council to respond to a petition formally received by Council at the ordinary Council meeting of 2 April 2019 regarding relocation of gaming machines from Lakeside Bowls Club to Sporting Legends, Sale.

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

That the Chief Executive Officer write to the head petitioner, advising that:

- *the proposal to relocate machines from Lakeside Bowls Club to Sporting Legends Club is subject to legal processes;*
- *a requirement applies for Sporting Legends Club to apply to the Victorian Commission for Gambling and Liquor Regulation (VCGLR) for a licence to operate additional machines at its venue, including a social and economic assessment;*
- *Council's required role in the licence process is to provide comment to the VCGLR on the social and economic assessment and whether the proposal for additional machines at Sporting Legends Club will result in net community detriment;*
- *upon request from Sporting Legends Club and Lakeside Bowls Club for in-principle support to be provided prior to the application to VCGLR being prepared, Council officers have considered submissions from Sporting Legends Club as to its proposed ways to ensure no net community detriment; and*
- *taking into account commitments made by Sporting Legends Club, Council officers will provide a letter indicating a favourable stance on the proposal subject to certain conditions being met regarding design of Sporting Legends Club's community benefit program and implementation of recommendations of an independent audit of both venues regarding responsible service of gaming measures.*

Councillor Bye declared an indirect conflict of interest under section 78B due to a conflict of duty and left the chamber at 3:04pm

COUNCILLOR McCUBBIN / COUNCILLOR CROSSLEY

That the Chief Executive Officer write to the head petitioner, advising that:

- ***the proposal to relocate machines from Lakeside Bowls Club to Sporting Legends Club is subject to legal processes;***
- ***a requirement applies for Sporting Legends Club to apply to the Victorian Commission for Gambling and Liquor Regulation (VCGLR) for a licence to operate additional machines at its venue, including a social and economic assessment;***
- ***Council's required role in the licence process is to provide comment to the VCGLR on the social and economic assessment and whether the proposal for additional machines at Sporting Legends Club will result in net community detriment;***
- ***upon request from Sporting Legends Club and Lakeside Bowls Club for in-principle support to be provided prior to the application to VCGLR being prepared, Council officers have considered submissions from Sporting Legends Club as to its proposed ways to ensure no net community detriment; and***
- ***taking into account commitments made by Sporting Legends Club, Council officers will provide a letter indicating a favourable stance on the proposal subject to certain conditions being met regarding design of Sporting Legends Club's community benefit program and implementation of recommendations of an independent audit of both venues regarding responsible service of gaming measures.***

CARRIED

Councillor Bye returned to the chamber 3:37pm

ITEM A9	INVITED ADDRESSES PRESENTATIONS OR ACKNOWLEDGEMENTS
	NIL
ITEM A10	QUESTIONS ON NOTICE
	NIL
ITEM B	DELEGATES REPORT
	NIL

ITEM C2.1 ASSEMBLY OF COUNCILLORS

OBJECTIVE

To report on all assembly of Councillor records received for the period 10 April 2019 to 1 May 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 10 April 2019 to 1 May 2019.

COUNCILLOR BYE / COUNCILLOR HOLE

That Council note and receive the attached Assembly of Councillor records for the period 10 April 2019 to 1 May 2019.

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 April 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 16 April 2019 as attached; and**
- 2. Council endorse the actions from the Remuneration Committee meeting held on 16 April 2019 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 April 2019 as attached; and**
- 2. Council endorse the actions from the Remuneration Committee meeting held on 16 April 2019 as detailed in the attached minutes**

CARRIED

ITEM:C3.1

2018 STATUTORY PLANNING CUSTOMER SURVEY RESULTS

OBJECTIVE

To provide Council with the results of the 2018 statutory planning applicant and objector customer satisfaction survey.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note the results of the 2018 statutory planning applicant and objector survey (refer to Attachment 1).

COUNCILLOR ROSSETTI / COUNCILLOR MAHER

That Council note the results of the 2018 statutory planning applicant and objector survey (refer to Attachment 1).

CARRIED

ITEM C3.2

QUARTERLY BUILDING PERMITS REPORT

OBJECTIVE

To provide a report to Council on building permits issued in the Wellington Shire during the quarter October 2018 to December 2018, for information.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council note the report of building permits issued from 1 October 2018 to 31 December 2018.

COUNCILLOR BYE / COUNCILLOR MAHER

That Council note the report of building permits issued from 1 October 2018 to 31 December 2018.

CARRIED

ITEM C3.3**GIPPSLAND DROUGHT RESPONSE – LOOKING AHEAD****OBJECTIVE**

To seek Council's endorsement of the *Gippsland Drought Response Proposal – Looking Ahead*, and in doing so, commence an advocacy program to seek additional assistance from the Victorian and Commonwealth Governments to support our agricultural communities respond and recover from this unprecedented drought.

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

That:

- 1. Council endorse the *Gippsland Drought Response Proposal – Looking Ahead (April 2019) at Appendix 1;***
- 2. *In conjunction with other agencies and stakeholders, Council commence a joint advocacy program with East Gippsland Shire Council based on the Gippsland Drought Response Proposal with the relevant Victorian and Australian Government Ministers; and***
- 3. *Council acknowledge the work of the members of both the Wellington Shire Agriculture Industry Representative Group and the East Gippsland Drought Reference Group in the development of the Proposal.***

COUNCILLOR HOLE / COUNCILLOR McCUBBIN

That:

- 1. Council endorse the *Gippsland Drought Response Proposal – Looking Ahead (April 2019) at Appendix 1;***
- 2. *In conjunction with other agencies and stakeholders, Council commence a joint advocacy program with East Gippsland Shire Council based on the Gippsland Drought Response Proposal with the relevant Victorian and Australian Government Ministers; and***
- 3. *Council acknowledge the work of the members of both the Wellington Shire Agriculture Industry Representative Group and the East Gippsland Drought Reference Group in the development of the Proposal.***

CARRIED

ITEM C4.1 ADOPTION OF DRAFT RECREATIONAL BOATING FACILITIES PLAN

OBJECTIVE

For Council to adopt the Recreational Boating Facilities Plan 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the Recreational Boating Facilities Plan 2019.

COUNCILLOR STEPHENS / COUNCILLOR BYE

That Council adopt the Recreational Boating Facilities Plan 2019.

CARRIED

**ITEM C4.2 ADOPTION OF RESIDENTIAL ROAD AND STREET CONSTRUCTION
PLAN 2019**

OBJECTIVE

For Council to adopt the Residential Road and Street Construction Plan 2019 as attached.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the Residential Road and Street Construction Plan 2019 (Attachment A).

COUNCILLOR CROSSLEY / COUNCILLOR BYE

That Council adopt the Residential Road and Street Construction Plan 2019 (Attachment A).

CARRIED

ITEM C4.3**MYRTLEBANK FULHAM ROAD / MYRTLEBANK ROAD - SALE
ALTERNATE TRUCK ROUTE****OBJECTIVE**

For Council to support Myrtlebank Fulham Road / Myrtlebank Road as a key alternate truck route, to seek a commitment from the State Government to fund upgrades to the alternate truck route in accordance with previous planning undertaken by Regional Roads Victoria, and to highlight future streetscape works planned for York Street in Sale.

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

That;

- 1. Council formally recognise the Myrtlebank Fulham Road, Sale Heyfield Road and Myrtlebank Roads connecting to the Princes Highway west and north of Sale (as outlined within the accompanying report) as the Sale Alternate Truck Route; and**
- 2. In recognising the Sale Alternate Truck Route, Council does NOT support the formalising of this route as a bypass of Sale for purposes other than an alternate truck route;**
- 3. The Mayor write to the Hon Jaala Pulford, Minister for Roads and Road Safety:-**
 - a. informing the Government of Council's position as contained in points 1 and 2 above;**
 - b. seeking that the Government formalise this route as part of the Victorian Freight Plan;**
 - c. seeking the Government's support through agencies like Regional Roads Victoria, that appropriate signage, including destination and tourism signage, be placed on the Princes Highway encouraging vehicles other than trucks to continue on the Princes Highway through Sale,**
 - d. seeking the Government's commitment to upgrading and assuming ongoing control and ownership of all road infrastructure that comprises the Sale Alternate Truck Route, once it is formally recognised in the Victorian Freight Plan;**
- 4. Council send a copy of the letter to the Minister, as outlined in point 3 above, to all state and federal Members of Parliament who represent Gippsland, Gippsland Local Government Network, the Latrobe Valley Authority and Committee for Gippsland, seeking their formal support in this matter.**

COUNCILLOR McCUBBIN / COUNCILLOR STEPHENS

That;

- 1. Council formally recognise the Myrtlebank Fulham Road, Sale Heyfield Road and Myrtlebank Roads connecting to the Princes Highway west and north of Sale (as outlined within the accompanying report) as the Sale Alternate Truck Route; and**
- 2. In recognising the Sale Alternate Truck Route, Council does NOT support at this stage the formalising of this route as a bypass of Sale for purposes other than an alternate truck route;**
- 3. The Mayor write to the Hon Jaala Pulford, Minister for Roads and Road Safety:-**
 - a. informing the Government of Council's position as contained in points 1 and 2 above;**
 - b. seeking that the Government formalise this route as part of the Victorian Freight Plan;**
 - c. seeking the Government's support through agencies like Regional Roads Victoria, that appropriate signage, including destination and tourism signage, be placed on the Princes Highway encouraging vehicles other than trucks to continue on the Princes Highway through Sale,**
 - d. seeking the Government's commitment to upgrading and assuming ongoing control and ownership of all road infrastructure that comprises the Sale Alternate Truck Route, once it is formally recognised in the Victorian Freight Plan;**
- 4. Council send a copy of the letter to the Minister, as outlined in point 3 above, to all state and federal Members of Parliament who represent Gippsland, Gippsland Local Government Network, the Latrobe Valley Authority and Committee for Gippsland, seeking their formal support in this matter.**

CARRIED

ITEM C5.1 URBAN PATHS PLAN 2018

OBJECTIVE

For Council to approve the Urban Paths Plan (Attachment A).

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council adopt the Urban Paths Plan (Attachment A).

COUNCILLOR MAHER / COUNCILLOR BYE

That Council adopt the Urban Paths Plan (Attachment A).

CARRIED

ITEM C5.2 BRIAGOLONG QUARRY RESERVE COMMITTEE OF MANAGEMENT MINUTES

OBJECTIVE

For Council to receive the minutes from the Briagolong Quarry Reserve Committee of Management's General Meeting held on 24 February 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Briagolong Quarry Reserve Committee of Management's General Meeting held on 24 February 2019.

COUNCILLOR RIPPER / COUNCILLOR MAHER

That Council receive the minutes from the Briagolong Quarry Reserve Committee of Management's General Meeting held on 24 February 2019.

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 General Meeting held on 8 April 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meeting held on 8 April 2019.

COUNCILLOR RIPPER / COUNCILLOR HOLE

That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meeting held on 8 April 2019.

CARRIED

ITEM C5.4

**CAMERON SPORTING COMPLEX COMMITTEE OF MANAGEMENT
MINUTES**

OBJECTIVE

For Council to receive the minutes from the Cameron Sporting Complex Committee of Management's General Meeting held on 21 February 2019 including financial statements.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council receive the minutes from the Cameron Sporting Complex Committee of Management's General Meeting held on 21 February 2019 including financial statements.

COUNCILLOR HOLE / COUNCILLOR BYE

That Council receive the minutes from the Cameron Sporting Complex Committee of Management's General Meeting held on 21 February 2019 including financial statements.

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 – NIL

GALLERY COMMENTS - NIL

Meeting declared closed at: 3:55pm

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) personnel matters***

CARRIED

IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR ROSSETTI

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

CARRIED