



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

RESOLUTIONS IN BRIEF ORDINARY MEETING

COUNCILLORS PRESENT

Ian Bye
Carolyn Crossley
Malcolm Hole
Marcus McKenzie
Gayle Maher
Scott Rossetti
Garry Stephens
John Tatterson
Jill Wood

OFFICERS PRESENT

David Morcom, Chief Executive Officer
Denise Teo, Governance Officer

APOLOGIES

Nil

**ORDINARY MEETING OF COUNCIL
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1. APOLOGIES

NIL

2. DECLARATION OF CONFLICT/S OF INTEREST

NIL

3. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING/S

3.1. ADOPTION OF MINUTES OF PREVIOUS COUNCIL MEETING

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PURPOSE

To adopt the minutes of the Ordinary Council Meeting of 20 October 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 20 October 2020.

COUNCILLOR BYE / COUNCILLOR CROSSLEY

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 20 October 2020.

CARRIED

4. BUSINESS ARISING FROM PREVIOUS MEETINGS

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

5. ACCEPTANCE OF LATE AND URGENT ITEMS

NIL

6. NOTICE/S OF MOTION

NIL

7. RECEIVING OF PETITION OR JOINT LETTERS

7.1. OUTSTANDING PETITIONS

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

7.2. RECEIPT OF PETITION: WASTE COLLECTION ON BUCKLEYS ISLAND ROAD AND PARROTS ROAD, YARRAM

ACTION OFFICER: MANAGER NATURAL ENVIRONMENT AND PARKS

PURPOSE

To present Council with a petition in relation to a request for an extension of the waste collection boundary to include Buckleys Island and Parrots Roads, Yarram.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the attached petition in relation to a request for an extension of the waste collection boundary to include Buckleys Island and Parrots Roads, Yarram.

COUNCILLOR MAHER / COUNCILLOR CROSSLEY

That Council receive the attached petition in relation to a request for an extension of the waste collection boundary to include Buckleys Island and Parrots Roads, Yarram.

CARRIED

7.3. RECEIPT OF PETITION: INSTALLATION OF FOOTPATH AND BUS SHELTER IN STRATFORD

ACTION OFFICER: MANAGER BUILT ENVIRONMENT

PURPOSE

To present Council with a petition in relation to a request for the installation of a footpath along Briagolong Road between Llowalong Road and Avonlea Estate and a bus shelter at the intersection of Avonlea Estate Road and Briagolong Road in Stratford.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the attached petition in relation to a request for the installation of a footpath along Briagolong Road between Llowalong Road and Avonlea Estate and a bus shelter at the intersection of Avonlea Estate Road and Briagolong Road in Stratford.

COUNCILLOR HOLE / COUNCILLOR TATTERSON

That Council receive the attached petition in relation to a request for the installation of a footpath along Briagolong Road between Llowalong Road and Avonlea Estate and a bus shelter at the intersection of Avonlea Estate Road and Briagolong Road in Stratford.

CARRIED

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

NIL

9. QUESTION/S ON NOTICE

9.1. OUTSTANDING QUESTION/S ON NOTICE

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

10. DELEGATES REPORT

NIL

11. CHIEF EXECUTIVE OFFICER

11.1. CHIEF EXECUTIVE OFFICERS REPORT

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

RECOMMENDATION

That the Chief Executive Officer's report be received.

COUNCILLOR ROSSETTI / COUNCILLOR WOOD

That the Chief Executive Officer's report be received.

CARRIED

11.2. OCTOBER 2020 COUNCIL PLAN HIGHLIGHTS

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

PURPOSE

For Council to receive and note the October 2020 Council Plan Highlights.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive and note the October 2020 Council Plan Highlights as attached.

COUNCILLOR CROSSLEY / COUNCILLOR MAHER

That Council receive and note the October 2020 Council Plan Highlights as attached.

CARRIED

12. GENERAL MANAGER CORPORATE SERVICES

12.1. REMUNERATION COMMITTEE MINUTES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PURPOSE

For Council to note and receive the minutes and endorse the actions of the Remuneration Committee meeting held on 20 October 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 20 October 2020 as attached; and***
- 2. Council endorse the actions from the Remuneration Committee meeting held on 20 October 2020 as detailed in the attached minutes.***

COUNCILLOR HOLE / COUNCILLOR CROSSLEY

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 20 October 2020 as attached; and***
- 2. Council endorse the actions from the Remuneration Committee meeting held on 20 October 2020 as detailed in the attached minutes.***

CARRIED

12.2. AUDIT & RISK COMMITTEE MINUTES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PURPOSE

To receive and note the minutes of the Audit & Risk Committee meeting held on 9 October 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council receive and note the minutes in brief (Attachment Audit & Risk Committee 9 October 2020 Minutes in Brief) and the confidential attachment Audit & Risk Committee Minutes of 9 October 2020;***
- 2. The information contained in the confidential attachment Audit & Risk Committee Minutes of 9 October 2020 of this Council meeting agenda and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Corporate Services on 12 October 2020 because it relates to the following grounds I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989; be designated confidential information under Section 3(1) Confidential Information of the Local Government Act 2020.***

COUNCILLOR WOOD / COUNCILLOR BYE

That:

- 1. Council receive and note the minutes in brief (Attachment Audit & Risk Committee 9 October 2020 Minutes in Brief) and the confidential attachment Audit & Risk Committee Minutes of 9 October 2020;***
- 2. The information contained in the confidential attachment Audit & Risk Committee Minutes of 9 October 2020 of this Council meeting agenda and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Corporate Services on 12 October 2020 because it relates to the following grounds I) information that was confidential information for the purposes of section 77 of the Local Government Act 1989; be designated confidential information under Section 3(1) Confidential Information of the Local Government Act 2020.***

CARRIED

13. GENERAL MANAGER DEVELOPMENT

13.1 AUGUST 2020 PLANNING DECISIONS

ACTION OFFICER: MANAGER LAND USE PLANNING

PURPOSE

To provide a report to Council on recent planning permit trends and planning decisions made under delegation by Statutory Planners during the month of August 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 August and 31 August 2020.

COUNCILLOR MAHER / COUNCILLOR CROSSLEY

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 August and 31 August 2020.

CARRIED

14. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

14.1. ABELS AND BOYLE ROAD, LONGFORD SPECIAL CHARGE STREET CONSTRUCTION SCHEME - INTENTION TO DECLARE SCHEME

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

PURPOSE

The purpose of this report is for Council to consider its Intention to Declare the proposed Abels Road and Boyle Road Special Charge Street Construction Scheme Number 2004 for the construction of those roads in Longford.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing Abels Road and Boyle Road in Longford and providing all and any ancillary works, including vehicle crossings; and***
- 2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 2 March 2021 in accordance with the Proposed Declaration of Special Charge Scheme Number 2004 in the form of the attachment to this report for the construction of Abels Road and Boyle Road in Longford (Proposed Declaration of Special Charge); and***
- 3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 2 March 2021, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act; and***
- 4. Council appoint three Councillors as determined by Council plus an alternative representative to form the 'Abels Road and Boyle Road Special Charge Scheme Submissions Committee' that is established by Council under section 223(1)(b)(i) of the Act, to consider written submissions/objections and to hear any persons who in their written submissions under Section 223 of the Act have requested that they are heard in support of their submissions; and***
- 5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989; and***

6. *The Chief Executive Officer, the General Manager Built and Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act.*

COUNCILLOR BYE / COUNCILLOR ROSSETTI

That:

1. *Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing Abels Road and Boyle Road in Longford and providing all and any ancillary works, including vehicle crossings; and*
2. *Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 2 March 2021 in accordance with the Proposed Declaration of Special Charge Scheme Number 2004 in the form of the attachment to this report for the construction of Abels Road and Boyle Road in Longford (Proposed Declaration of Special Charge); and*
3. *Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 2 March 2021, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act; and*
4. *Council appoint the following three Councillors; Councillor Bye, Councillor Rossetti, Councillor Wood and an alternative representative Councillor Tatterson, to form the 'Abels Road and Boyle Road Special Charge Scheme Submissions Committee' that is established by Council under section 223(1)(b)(i) of the Act, to consider written submissions/objections and to hear any persons who in their written submissions under Section 223 of the Act have requested that they are heard in support of their submissions; and*
5. *The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989; and*
6. *The Chief Executive Officer, the General Manager Built and Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act.*

CARRIED

14.2. BOGGY CREEK ROAD, LONGFORD RECONSTRUCTION

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

PURPOSE

The purpose of this report is for Council to consider entering into a contract for the reconstruction and sealing of Boggy Creek Road, Longford.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report of the Council Meeting Agenda for Contract 2021-012 Boggy Creek Road Reconstruction; and***
- 2. The information contained in the confidential attachment Contract 2021-012 Boggy Creek Road Reconstruction and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment 2 November 2020 because it relates to the following grounds: private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage; be designated confidential information under Section 3(1) Confidential Information of the Local Government Act 2020, except that once this recommendation has been adopted the name of the successful tenderer can be made public.***

COUNCILLOR BYE / COUNCILLOR ROSSETTI

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report of the Council Meeting Agenda for Contract 2021-012 Boggy Creek Road Reconstruction; and***
- 2. The information contained in the confidential attachment Contract 2021-012 Boggy Creek Road Reconstruction and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment 2 November 2020 because it relates to the following grounds: private commercial information, being information provided by a business, commercial or financial undertaking that if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage; be designated confidential information under Section 3(1) Confidential Information of the Local Government Act 2020, 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 Bairnsdale Road Services Pty Ltd.

15. GENERAL MANAGER COMMUNITY AND CULTURE

15.1. QUICK RESPONSE GRANT JULY - OCTOBER 2020

ACTION OFFICER: GENERAL MANAGER COMMUNITY AND CULTURE

PURPOSE

For Council to receive information regarding successful and unsuccessful applications under the Quick Response Grant Scheme for the period July to October 2020 as at Attachment - Quick Response Grants July to October 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive information regarding successful and unsuccessful applications under the Quick Response Grant Scheme for the period July to October 2020 as at Attachment - Quick Response Grants July to October 2020.

COUNCILLOR WOOD / COUNCILLOR MAHER

That Council receive information regarding successful and unsuccessful applications under the Quick Response Grant Scheme for the period July to October 2020 as at Attachment - Quick Response Grants July to October 2020.

CARRIED

16. FURTHER GALLERY AND ONLINE COMMENTS

CHAT ROOM COMMENTS: NIL

GALLERY COMMENTS: NIL

17. IN CLOSED SESSION

COUNCILLOR ROSSETTI / COUNCILLOR CROSSLEY

That the meeting be closed to the public pursuant to Section 66(2) of the Local Government Act 2020 to consider matters under Section 66(5)(b) as defined by Section 3(1) being:

(f) Personal information

CARRIED

IN CLOSED SESSION

COUNCILLOR ROSSETTI / COUNCILLOR WOOD

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

CARRIED

Meeting declared closed at: 6:33pm

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