



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

RESOLUTIONS IN BRIEF ORDINARY MEETING VIA MS TEAMS

To be read in conjunction with the Council Meeting Agenda 1 February 2022

COUNCILLORS PRESENT

Cr Ian Bye (Mayor)
Cr Marcus McKenzie (Deputy Mayor)
Cr Carolyn Crossley
Cr Gayle Maher
Cr Carmel Ripper
Cr Scott Rossetti
Cr Garry Stephens
Cr John Tatterson
Cr Jill Wood

OFFICERS PRESENT

David Morcom, Chief Executive Officer
Denise Teo, Governance Officer

APOLOGIES

NIL

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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 21 December 2021.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 21 December 2021.

COUNCILLOR WOOD / COUNCILLOR ROSSETTI

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 21 December 2021.

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			

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

THE MAYOR thanked everyone for their participation in the Australia Day events around the Shire. He also acknowledged the 63 new citizens that were naturalised at the Sale ceremony as well as all of the other new citizens from across the Shire.

The Mayor also acknowledged the return to school term and noted a return to physical attendance, wishing everyone well.

THE CEO also acknowledged a number of Wellington Shire community members who received Australia Day mentions including the late Lyndon Webb for his service to local government and to the community of Sale, and Christine Morris for her service to the community, particularly through the church.

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. AUDIT & RISK COMMITTEE MEMBER APPOINTMENT

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

PURPOSE

The purpose of this report is to provide information to Council to enable the consideration of and a decision to appoint an external independent member to Council's Audit & Risk Committee following the resignation of an existing independent member.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council appoint an independent member to Council's Audit & Risk Committee, for a three year period (in accordance with its charter), commencing 2 February 2022 and expiring 1 February 2025 in accordance with the recommendation in the attached confidential Audit & Risk Committee Member Appointment Evaluation Report of this Council meeting agenda; and***
- 2. The information contained in the attached Audit & Risk Committee Member Appointment Evaluation Report and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the Chief Executive Officer on 10 January 2022 because it relates to the following grounds: f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs; 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 applicant can be made public.***

COUNCILLOR STEPHENS / COUNCILLOR WOOD

That:

- 1. Council appoint an independent member to Council's Audit & Risk Committee, for a three year period (in accordance with its charter), commencing 2 February 2022 and expiring 1 February 2025 in accordance with the recommendation in the attached confidential Audit & Risk Committee Member Appointment Evaluation Report of this Council meeting agenda; and***
- 2. The information contained in the attached Audit & Risk Committee Member Appointment Evaluation Report and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the Chief Executive Officer on 10 January 2022 because it relates to the following grounds: f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs;***

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 applicant can be made public.

CARRIED

The Mayor announced the successful appointment as Mr Tony Smith.

12. GENERAL MANAGER CORPORATE SERVICES

12.1. ASSEMBLY OF COUNCILLORS

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

OBJECTIVE

To report on all assembly of Councillor records received for the period 13 December 2021 to 23 January 2022.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 13 December 2021 to 23 January 2022.

COUNCILLOR TATTERSON / COUNCILLOR MAHER

That Council note and receive the attached Assembly of Councillor records for the period 13 December 2021 to 23 January 2022.

CARRIED

13. GENERAL MANAGER DEVELOPMENT

13.1. RESIDENTIAL STOCKTAKE AND FACILITATION STRATEGY

ACTION OFFICER: MANAGER LAND USE PLANNING

PURPOSE

For Council to adopt the Residential Stocktake and Facilitation Strategy Report as attached.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the Residential Stocktake and Facilitation Strategy Report as attached.

COUNCILLOR MAHER / COUNCILLOR CROSSLEY

That Council adopt the Residential Stocktake and Facilitation Strategy Report as attached.

CARRIED

14. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

14.1. CONTRACTS AWARDED UNDER THE CHIEF EXECUTIVE OFFICER'S DELEGATION

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

PURPOSE

The purpose of this report is to advise Council of the details of the contracts awarded by the Chief Executive Officer under delegation in relation to the report considered by Council on 21 December 2021.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council note that Contract 2022-064 McMillan Street Construction Special Charge Scheme – Stratford and Contract 2022-070 Abels / Boyles Road Construction Special Charge Scheme – Longford have been awarded by the Chief Executive Officer within budget, under delegation by Council;***
- 2. Council note that Contract 2022-063 Duke Street Road and Drainage Construction – Yarram was not awarded as the tenders were over budget; and***
- 3. The information contained in the confidential attachments Contract 2021-064 McMillan Street Special Charge Scheme – Stratford and Contract 2022-070 Abels / Boyles Road Construction Special Charge Scheme – Longford***

**and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment on the 10 January 2022 because it relates to the following grounds: (g) 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 tenderers can be made public.**

COUNCILLOR CROSSLEY / COUNCILLOR RIPPER

That:

- 1. Council note that Contract 2022-064 McMillan Street Construction Special Charge Scheme – Stratford and Contract 2022-070 Abels / Boyles Road Construction Special Charge Scheme – Longford have been awarded by the Chief Executive Officer within budget, under delegation by Council;**
- 2. Council note that Contract 2022-063 Duke Street Road and Drainage Construction – Yarram was not awarded as the tenders were over budget; and**
- 3. The information contained in the confidential attachments Contract 2021-064 McMillan Street Special Charge Scheme – Stratford and Contract 2022-070 Abels / Boyles Road Construction Special Charge Scheme – Longford and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment on the 10 January 2022 because it relates to the following grounds: (g) 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 tenderers can be made public.**

CARRIED

The Mayor announced the successful tenderers for:

Contract 2022-064 McMillan Street Construction Works, Stratford as Fowlers Asphaltting Pty Ltd

Contract 2022-070 Abels and Boyles Road Reconstruction Works, Longford as Bairnsdale Road Services Pty Ltd

15. GENERAL MANAGER COMMUNITY AND CULTURE

15.1. APPROVAL OF DRAFT EARLY YEARS INFRASTRUCTURE PLAN, DRAFT COMMUNITY INFRASTRUCTURE PLAN AND DRAFT SPORTING INFRASTRUCTURE PLAN

ACTION OFFICER: MANAGER COMMUNITIES, FACILITIES AND EMERGENCIES

PURPOSE

For Council to approve the attached Early Years Infrastructure Plan, Community Infrastructure Plan and Sporting Infrastructure Plan, developed under Council's Community Managed Facilities Strategy 2020-25.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council approve the attached Early Infrastructure Plan, Community Infrastructure Plan and Sporting Infrastructure Plan, developed under Council's Community Managed Facilities Strategy 2020-25.

COUNCILLOR CROSSLEY / COUNCILLOR MAHER

That Council approve the attached Early Infrastructure Plan, Community Infrastructure Plan and Sporting Infrastructure Plan, developed under Council's Community Managed Facilities Strategy 2020-25.

CARRIED

16. FURTHER GALLERY AND ONLINE 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 if your query requires a written response, we will advise you that a response will be forthcoming, 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.

ONLINE COMMENTS –

AKARNA BOWERS, SALE: Akarna has asked if the Wellington Shire Council might collaborate with Telstra to display a poster with all existing local emergency and assistance phone numbers inside their public payphone booths throughout the Shire to aid the local homeless population.

The CEO confirmed that Akarna's email has been circulated to all Councillors, a response has already been provided to Akarna and Council are currently investigating this option with Telstra.

FURTHER GALLERY COMMENTS –

NIL

Meeting declared closed at: 3:23pm

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

17. IN CLOSED SESSION

COUNCILLOR ROSSETTI / COUNCILLOR STEPHENS

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 STEPHENS

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

CARRIED