



**WELLINGTON**  
SHIRE COUNCIL

*The Heart of Gippsland*

## **RESOLUTIONS IN BRIEF ORDINARY MEETING**

**To be read in conjunction with the Council Meeting Agenda 6 December 2022**

### **COUNCILLORS PRESENT**

Cr Ian Bye  
Cr Jill Wood  
Cr Marcus McKenzie  
Cr Gayle Maher *(via MS Teams)*  
Cr Scott Rossetti  
Cr Carmel Ripper  
Cr Garry Stephens  
Cr John Tatterson

### **OFFICERS PRESENT**

David Morcom, Chief Executive Officer  
Arthur Skipitaris, General Manager Corporate Services  
Brent McAlister, General Manager Development  
Chris Hastie, General Manager Built and Natural Environment  
Clem Gillings, General Manager Community and Culture  
Hayley Furlong, Governance and Council Business Officer  
Kimberley Salleh, Coordinator Communications and Media

### **APOLOGIES**

Cr Carolyn Crossley

**ORDINARY MEETING OF COUNCIL  
TABLE OF CONTENTS**

**0.1. TABLE OF CONTENTS**

**1. APOLOGIES**

**2. DECLARATION OF CONFLICT/S OF INTEREST**

**3. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING/S**

3.1. ADOPTION OF MINUTES OF PREVIOUS COUNCIL MEETING

**4. BUSINESS ARISING FROM PREVIOUS MEETINGS**

**5. ACCEPTANCE OF LATE AND URGENT ITEMS**

**6. NOTICE/S OF MOTION**

**7. RECEIVING OF PETITION OR JOINT LETTERS**

7.1. OUTSTANDING PETITIONS

7.2. RECEIPT OF PETITION: PRINCESS STREET, PORT ALBERT

**8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS**

**9. QUESTION/S ON NOTICE**

9.1. OUTSTANDING QUESTION/S ON NOTICE

**10. DELEGATES REPORT**

**11. GENERAL MANAGER CORPORATE SERVICES**

11.1. ASSEMBLY OF COUNCILLORS

11.2. APPOINTMENT OF COMMITTEES AND DELEGATES 2022/23

11.3. CONSIDERATION OF ANNUAL REPORT 2021/22

**12. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT**

12.1. GRIMMES ROAD RECONSTRUCTION

12.2. CONCRETE FOOTPATHS

12.3. UNUSED ROAD LICENCE - UNUSED ROAD OFF CARRAJUNG-WOODSIDE ROAD,  
WOODSIDE NORTH

12.4. PLACE NAMES COMMITTEE

**13. GENERAL MANAGER COMMUNITY AND CULTURE**

13.1. QUICK RESPONSE GRANTS - JULY 2022 TO OCTOBER 2022

**14. FURTHER GALLERY AND ONLINE COMMENTS**

**15. IN CLOSED SESSION**

## 1. APOLOGIES

Councillor Carolyn Crossley is on sick leave.

## 2. DECLARATION OF CONFLICT/S OF INTEREST

Councillor McKenzie declared a general conflict of interest at Item 7.2 Receipt of Petition: Princess Street, Port Albert due to a conflict of duty.

## 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 15 November 2022.

#### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

#### RECOMMENDATION

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 15 November 2022.*

**COUNCILLOR WOOD / COUNCILLOR RIPPER**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 15 November 2022.*

**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: PRINCESS STREET, PORT ALBERT

**ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES**

#### **PURPOSE**

To present Council with a petition regarding a request to investigate options for the upgrade of Princess Street Port Albert between Victoria Street and Spring Street, to a standard where the street could be added to the Council Road Management Plan and then be maintained by Council.

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

**Rhonda Cahill, Port Albert:** Spoke further in support of her petition. Rhonda presented an email on behalf of the President of the Port Albert Mechanics Hall Committee, outlining he was unable to sign the petition but adds his full support to the petition. She provided progress photos to Council (Chris Hastie, General Manager Built and Natural Environment) from July, August, September and November 2022 of the condition of the road. Rhonda further discussed the safety concerns and the impacts to walk, ride or drive safely on the road. Due to the water accumulation and overgrown grass, this makes mowing difficult and being bogged more common as well. Rhonda spoke on the general hazard concerns raised along Princess Street, Port Albert.

#### **RECOMMENDATION**

***That Council receive the attached petition regarding a request to investigate options for the upgrade of Princess Street Port Albert, between Victoria Street and Spring Street, to a standard where the street could be added to the Council Road Management Plan and then be maintained by Council.***

*Councillor McKenzie has declared a general conflict of interest due to a conflict of duty.*

*Left Chambers: 3:03pm*

*Returned to Chambers: 3:08pm*

#### **COUNCILLOR ROSSETTI / COUNCILLOR STEPHENS**

***That Council receive the attached petition regarding a request to investigate options for the upgrade of Princess Street Port Albert, between Victoria Street and Spring Street, to a standard where the street could be added to the Council Road Management Plan and then be maintained by Council.***

**CARRIED**

## 8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

**Councillor Maher** acknowledged Gippsland Women's Health, Gippsland councils and other supporting organisations for the recent regional campaign for 16 Days of Activism against gender-based violence.

She noted that Gippsland has received some of the highest rates of family violence across Victoria and, unfortunately, in 2020 the Wellington Shire was at the top of the board. The 16 Days of Activism campaign has aimed to support our communities in understanding what respect means, what it looks like and how to put it in practice each day. She went on to highlight that this starts at home but also via our sporting clubs, schools, workplaces and public spaces and how we can strive hard to make where everyone lives a safe space.

Councillor Maher mentioned the 'Let's Chat For Change' video that is available on the Gippsland Women's Health website and how Gippsland is striving to make the change where we can.

**Councillor Bye** attended the official opening of the George Gray Centre's Sensory Garden on Thursday 1 December 2022. The George Gray Centre do a fantastic job supporting those in the area with disabilities and the Sensory Garden will not only cater to those with disabilities but will also provide an inviting space to those in the greater community. He also noted that a lot of funding partners have come together to support the Centre, including Council. Councillor Bye noted that the George Gray Centre is a credit to the community, acknowledging everything they do including the new addition to the space.

## 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. GENERAL MANAGER CORPORATE SERVICES

### 11.1. ASSEMBLY OF COUNCILLORS

#### ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

#### OBJECTIVE

To report on all assembly of Councillor records received for the period 7 November 2022 to 27 November 2022.

#### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

#### RECOMMENDATION

*That Council note and receive the attached Assembly of Councillor records for the period 7 November 2022 to 27 November 2022.*

**COUNCILLOR MAHER / COUNCILLOR WOOD**

*That Council note and receive the attached Assembly of Councillor records for the period 7 November 2022 to 27 November 2022.*

**CARRIED**

### 11.2. APPOINTMENT OF COMMITTEES AND DELEGATES 2022/23

#### ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

#### PURPOSE

To formally appoint Councillors to the following Committees for 2022-2023:

- Advisory Committees;
- Committees of other Organisations;
- Other groups and statutory Committees: and
- Community Asset Committees;

in accordance with the updated register as attached.

#### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

#### RECOMMENDATION

*That Councillors be formally appointed to Council Committees in accordance with the updated 2022-2023 register as attached.*

**COUNCILLOR ROSSETTI / COUNCILLOR RIPPER**

*That Councillors be formally appointed to Council Committees in accordance with the updated 2022-2023 register as attached.*

**CARRIED**

### 11.3. CONSIDERATION OF ANNUAL REPORT 2021/22

#### **ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES**

#### **PURPOSE**

To consider, discuss and receive Wellington Shire Council's Annual Report 2021/22 as attached.

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

NIL

#### **RECOMMENDATION**

*That Council consider, discuss and receive the Annual Report 2021/22, as attached, in accordance with the Local Government Act 2020.*

#### **COUNCILLOR MCKENZIE / COUNCILLOR STEPHENS**

*That Council consider, discuss and receive the Annual Report 2021/22, as attached, in accordance with the Local Government Act 2020.*

**CARRIED**

## 12. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

### 12.1. GRIMMES ROAD 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 of Grimmes Road, Dennison.

#### 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 2023-025 Grimmes Road Reconstruction; and***
- 2. The information contained in the confidential attachment Contract 2023-025 Grimmes 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 on 15 November 2022 because it relates to the following grounds: (g)(ii) 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 RIPPER / COUNCILLOR TATTERSON**

***That:***

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report of the Council Meeting Agenda for Contract 2023-025 Grimmes Road Reconstruction; and***
- 2. The information contained in the confidential attachment Contract 2023-025 Grimmes 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 on 15 November 2022 because it relates to the following grounds: (g)(ii) 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 Whelans Group Investments Pty Ltd*

## 12.2. CONCRETE FOOTPATHS

### ACTION OFFICER: MANAGER ASSETS AND PROJECTS

#### PURPOSE

The purpose of this report is for Council to consider entering into a contract for the construction of concrete footpaths in Loch Sport and Seaspray.

#### 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 2023-033 Concrete Footpath Works; and***
- 2. The information contained in the confidential attachment Contract 2023-033 Concrete Footpath Works and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment on 22 November 2022 because it relates to the following grounds: (g)(ii) 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 TATTERSON / COUNCILLOR MCKENZIE**

***That:***

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report of the Council Meeting Agenda for Contract 2023-033 Concrete Footpath Works; and***
- 2. The information contained in the confidential attachment Contract 2023-033 Concrete Footpath Works and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment on 22 November 2022 because it relates to the following grounds: (g)(ii) 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 Formplus Concrete Constructions Pty Ltd*

### 12.3. UNUSED ROAD LICENCE - UNUSED ROAD OFF CARRAJUNG-WOODSIDE ROAD, WOODSIDE NORTH

**ACTION OFFICER: MANAGER BUILT ENVIRONMENT**

#### **PURPOSE**

The objective of this report is for Council to consider an application received to provide consent for a part of a Government Road off Carrajung–Woodside Road in Woodside North to be deemed an unused road for the granting of an unused road licence by the Department of Environment, Land, Water and Planning (DELWP).

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

NIL

#### **RECOMMENDATION**

*That Council, pursuant to section 400 of the Land Act 1958, gives notice that Government Road being the eastern part of the road, north of Lot 1 on TP170420 in the Parish of Carrajung is not required for public traffic and is therefore an unused road.*

**COUNCILLOR STEPHENS / COUNCILLOR ROSSETTI**

*That Council, pursuant to section 400 of the Land Act 1958, gives notice that Government Road being the eastern part of the road, north of Lot 1 on TP170420 in the Parish of Carrajung is not required for public traffic and is therefore an unused road.*

**CARRIED**

### 12.4. PLACE NAMES COMMITTEE

**ACTION OFFICER: MANAGER ASSETS AND PROJECTS**

#### **PURPOSE**

The purpose of this report is for Council to receive the minutes of the Place Names Committee meeting held on 8 November 2022 and to consider the recommendations from that meeting.

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

NIL

#### **RECOMMENDATION**

**That:**

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 8 November 2022; and**
- 2. In-principle support be sought from Geographic Names Victoria for the unnamed road off Swing Bridge Drive, Sale, to be named Eliza Ball Lane or if rejected then Ball Lane, in recognition of the only female bridge keeper of the Swing Bridge; and**

- 3. The section of Montgomery Street west of Guthridge Parade be renamed Nakunbalook Place and registered with Geographic Names Victoria, to facilitate addressing of the Nakunbalook Environmental & Cultural Education Centre; and**
- 4. The name Gordijn Road be replaced by Tarndang Road for the subdivision off Cobains Road, Sale, and the name Gordijn be re-listed on the Council Approved Names register; and**
- 5. For the subdivision off Tyson Road, Heyfield, the name Snow Gum Court be approved, and the name Mountain Ash Road be approved subject to in-principle support being given by Geographic Names Victoria due to similar names already in use in the district; and**
- 6. The name Slater be listed on the Council Approved Names Register in recognition of the Slater family as one of the earliest families to settle in Sale.**

**COUNCILLOR ROSSETTI / COUNCILLOR WOOD**

**That:**

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 8 November 2022; and**
- 2. In-principle support be sought from Geographic Names Victoria for the unnamed road off Swing Bridge Drive, Sale, to be named Eliza Ball Lane or if rejected then Ball Lane, in recognition of the only female bridge keeper of the Swing Bridge; and**
- 3. The section of Montgomery Street west of Guthridge Parade be renamed Nakunbalook Place and registered with Geographic Names Victoria, to facilitate addressing of the Nakunbalook Environmental & Cultural Education Centre; and**
- 4. The name Gordijn Road be replaced by Tarndang Road for the subdivision off Cobains Road, Sale, and the name Gordijn be re-listed on the Council Approved Names register; and**
- 5. For the subdivision off Tyson Road, Heyfield, the name Snow Gum Court be approved, and the name Mountain Ash Road be approved subject to in-principle support being given by Geographic Names Victoria due to similar names already in use in the district; and**
- 6. The name Slater be listed on the Council Approved Names Register in recognition of the Slater family as one of the earliest families to settle in Sale.**

**CARRIED**

## **13. GENERAL MANAGER COMMUNITY AND CULTURE**

### **13.1. QUICK RESPONSE GRANTS - JULY 2022 TO OCTOBER 2022**

#### **ACTION OFFICER: MANAGER COMMUNITIES, FACILITIES AND EMERGENCIES**

##### **PURPOSE**

For Council to note the information regarding applications received under the Quick Response Grant Scheme (QRGS) for the period July 2022 to October 2022 as shown in Attachment 1.

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

NIL

##### **RECOMMENDATION**

*That Council note the information regarding applications received under the Quick Response Grant Scheme (QRGS) for the period July 2022 to October 2022 as listed in Attachment 1.*

**COUNCILLOR WOOD / COUNCILLOR ROSSETTI**

*That Council note the information regarding applications received under the Quick Response Grant Scheme (QRGS) for the period July 2022 to October 2022 as listed in Attachment 1.*

**CARRIED**

## 14. 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 –

NIL

### FURTHER GALLERY COMMENTS –

**Thelma Keeley, Stratford:** spoke in relation to Council's letter distribution advising grass to be mowed at private properties in Stratford. Thelma noted the inability to mow these areas as they have been submerged in water. Thelma also mentioned that her husband and herself have been voluntarily mowing the grass at various locations in Stratford, including the viaduct and Stratford Station. This has been ongoing since approximately 2008. Thelma raised a concern regarding the mowing process in Stratford and questioned if it could be done more efficiently. Thelma requested that Council identify who is responsible for areas of land and reserves around Stratford and asked for a map that details this information.

The Mayor noted that Chris Hastie, General Manager Built and Natural Environment, would request Thelma's details and follow up in relation to her comments.

Meeting declared closed at: 3:35pm

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

## **15. IN CLOSED SESSION**

### **COUNCILLOR**

*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:*

- a) Council business information*
- b) Security information*
- c) Land use planning information*
- d) Law enforcement information*
- e) Legal privileged information*
- f) Personal information*
- g) Private commercial information*
- h) Confidential meeting information*
- i) Internal arbitration information*
- j) Councillor Conduct Panel confidential information*
- k) Information prescribed by the regulations to be confidential information*
- l) Information that was confidential information for the purposes of section 77 of the Local Government Act 1989*

---

**IN CLOSED SESSION**

---

### **COUNCILLOR**

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