



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

RESOLUTIONS IN BRIEF ORDINARY MEETING

To be read in conjunction with the Council Meeting Agenda 15 March 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
Arthur Skipitaris, General Manager Corporate Services
Brent McAlister, General Manager Development
Chris Hastie, General Manager Built and Natural Environment
Julie Foat, General Manager Community and Culture
Denise Teo, Governance Officer
Wendy Reeves, Coordinator Communications and Media

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 1 March 2022.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 1 March 2022.

COUNCILLOR WOOD / COUNCILLOR RIPPER

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 1 March 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: COVID-19 PUBLIC HEALTH APPROACH

ACTION OFFICER: GENERAL MANAGER DEVELOPMENT

PURPOSE

To present Council with a petition in relation to a request for Council to revise its approach to COVID-19 public health management and take a more pro-choice approach to vaccinations.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

KATHY LUMMIS, JOHN KOWAL (PRESENTED BY KATHY LUMMIS), SARAH SIMIC AND CASEY SEARS: made further presentations to Council relating to concerns around Council's COVID-19 management and policies. They are advocating for Council to cease discriminating against those in the community who remain free from the COVID-19 vaccination and to adopt a pro-choice approach to vaccinations to allow the greatest possible access to all community facilities and services.

RECOMMENDATION

That Council receive the attached petition in relation to a request for Council to revise its approach to COVID-19 public health management and take a more pro-choice approach to vaccinations.

COUNCILLOR STEPHENS / COUNCILLOR MAHER

That Council receive the attached petition in relation to a request for Council to revise its approach to COVID-19 public health management and take a more pro-choice approach to vaccinations.

CARRIED

The Mayor thanked everyone for their presentations.

“Since the pandemic began, Council has followed the advice of the Chief Health officer, and obeyed all laws and regulations set by the State Government. I am sure that petitioners are aware that Council has, and will continue to, follow all lawful directions from the State Government.

We thank you for sharing your experiences with us today, and we will respond to the head petitioner within the next seven days.”

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

COUNCILLOR BYE acknowledged a number of events that took place over the past few weeks.

The Heyfield Timber Festival was held on 19 and 20 February 2022 and the Mayor extended a big thank you Felicia Stephenson and the team for their hard work on putting the event together since the last festival was held 27 years ago. The National Party reinforced their election promises to support the sustainable timber industry and came out to show their support in person with attendance by the Hon Darren Chester, Melina Batt MP, Tim Bull MP, Peter Walsh MP and Danny Obrien MP. The Mayor noted his awe that so many supporters of the timber industry came out to show their support by way of hosting events over the two days, local entertainment and displays including heavy vehicles and equipment used by the timber industry.

The Mayor acknowledged the Sale Amateur Basketball Association who hosted a competition on the 26 and 27 February 2022. There were 120 teams with over 1000 competitors taking part and it was a great boost for local business from accommodation to food. He congratulated the small committee for putting the competition together and thanked all of the schools that offered up their courts to facilitate the competition in addition to the GRSC.

The Mayor acknowledged the Sale Music Festival which was held on 13 March 2022. The festival drew in over 4000 visitors with great weather while the best performers they could find put on a great show for the community.

Lastly, the Mayor acknowledged the 2022 Farming for Success Agricultural Conference hosted by Council at the Sale Turf Club on 8 March 2022. He specifically congratulated Council officer, Mark Coleman, for organising a great event with a fantastic panel of presenters who gave up their valuable time to share not only information but experiences too. It was a good turn out and great event for our farming community.

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. MAYOR AND COUNCILLORS REPORT

10.1. MAYOR AND COUNCILLORS REPORT

ACTION OFFICER: COUNCILLOR IAN BYE

RECOMMENDATION

That the Mayor and Councillors report be noted.

COUNCILLOR WOOD / COUNCILLOR MAHER

That the Mayor and Councillors report be noted.

CARRIED

11. YOUTH COUNCIL REPORT

11.1. YOUTH COUNCIL REPORT

ACTION OFFICER: YOUTH MAYOR, NICOLLA WOOLFORD

RECOMMENDATION

That Council receive the Youth Mayor's Quarterly Report.

COUNCILLOR CROSSLEY / COUNCILLOR ROSSETTI

That Council receive the Youth Mayor's Quarterly Report.

CARRIED

12. DELEGATES REPORT

12.1. DELEGATES REPORT - STAR OF THE SOUTH OFFSHORE WIND FARM GETTING CLOSER TO REALITY

ACTION OFFICER: COUNCILLOR MARCUS McKENZIE

On Friday March 4, 2022 , the Victorian Government announced its offshore wind targets in the Victorian Offshore Wind Policy Directions Paper, with the aim of first power to come online in 2028 building up to 9GW of offshore wind by 2040.

It's exciting to see the scale of this ambition, which will kick-start a new industry right here in Victoria and continue Gippsland's proud history of power generation into the future.

This helps pave the way for Star of the South to harness Bass Strait's strong offshore wind – powering homes with clean energy, creating investment in the region and around 2,000 Victorian jobs over its lifetime.

Council wish to congratulate the Victorian Government for their leadership – building a clean, diverse, and reliable energy system for the future, to cut emissions and create new industries with jobs and investment in Victoria.

Thank You Mayor

Received by Councillor Maher and seconded by Councillor Crossley

13. CHIEF EXECUTIVE OFFICER

13.1. CHIEF EXECUTIVE OFFICER'S REPORT

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

RECOMMENDATION

That the Chief Executive Officer's report be received.

COUNCILLOR RIPPER / COUNCILLOR CROSSLEY

That the Chief Executive Officer's report be received.

CARRIED

14. GENERAL MANAGER CORPORATE SERVICES

14.1. ASSEMBLY OF COUNCILLORS

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

OBJECTIVE

To report on all assembly of Councillor records received for the period 21 February 2022 to 6 March 2022.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 21 February 2022 to 6 March 2022.

COUNCILLOR MAHER / COUNCILLOR WOOD

That Council note and receive the attached Assembly of Councillor records for the period 21 February 2022 to 6 March 2022.

CARRIED

14.2. REMUNERATION COMMITTEE MINUTES

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

PURPOSE

For Council to note and receive the minutes and endorse the actions of the Remuneration Committee meeting held on 1 March 2022.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council:

- 1. Note and receive the minutes from the Remuneration Committee meeting held on 1 March 2022 as attached; and*
- 2. Endorse the actions from the Remuneration Committee meeting held on 1 March 2022 as detailed in the attached minutes.*

COUNCILLOR MCKENZIE / COUNCILLOR MAHER

That Council:

- 1. Note and receive the minutes from the Remuneration Committee meeting held on 1 March 2022 as attached; and*
- 2. Endorse the actions from the Remuneration Committee meeting held on 1 March 2022 as detailed in the attached minutes.*

CARRIED

15. GENERAL MANAGER DEVELOPMENT

15.1. MONTHLY PLANNING DECISIONS (JANUARY 2022)

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 January 2022.

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 January 2022 and 31 January 2022.

COUNCILLOR MAHER / COUNCILLOR ROSSETTI

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 January 2022 and 31 January 2022.

CARRIED

16. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

16.1. ROAD CLOSURE - PART OF MORGANS ROAD, COWWARR

ACTION OFFICER: MANAGER BUILT ENVIRONMENT

PURPOSE

The objective of this report is for Council to consider a request from the Department of Environment, Land, Water and Planning to consent to closure of part of a Government Road adjoining Lot 1 TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North being the unused part of Morgans Road, Cowwarr.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. The property owners of Lot 1 TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North be advised in writing that they are required to enter into a Section 173 Agreement under the Planning and Environment Act on their title abutting the proposed part road to be closed. In entering into this agreement, the owners, within three months of the road sales process being finalised with the Department of Environment, Land, Water and Planning (DELWP), agree to consolidate the title created for the road with their titles for Lot 1 TP668786, Lot 1 TP663905, and Lot 1 TP841404 . On execution of this Section 173 Agreement on title, Council agrees to the following;***
- 2. Pursuant to Section 349 of the Land Act 1958, Council resolves to give its concurrence to the closing part of Government Road abutting Lot 1 TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North (shown red on the attached plans);***
- 3. Pursuant to Section 400 of the Land Act 1958, Council gives notice that the part of Government Road abutting Lot 1 TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North, is considered not to be required for public traffic.***

COUNCILLOR CROSSLEY / COUNCILLOR STEPHENS

That:

- 1. The property owners of Lot 1 TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North be advised in writing that they are required to enter into a Section 173 Agreement under the Planning and Environment Act on their title abutting the proposed part road to be closed. In entering into this agreement, the owners, within three months of the road sales process being finalised with the Department of Environment, Land, Water and Planning (DELWP), agree to consolidate the title created for the road with their titles for Lot 1 TP668786, Lot 1 TP663905, and Lot 1 TP841404 . On execution of this Section 173 Agreement on title, Council agrees to the following;***
- 2. Pursuant to Section 349 of the Land Act 1958, Council resolves to give its concurrence to the closing part of Government Road abutting Lot 1***

TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North (shown red on the attached plans);

- 3. Pursuant to Section 400 of the Land Act 1958, Council gives notice that the part of Government Road abutting Lot 1 TP668786, Lot 1 TP663905, Lots 1 and 2 TP841404 and CA 9 in the Parish of Toongabbie North, is considered not to be required for public traffic.*

CARRIED

16.2. GUTHRIDGE PARADE SPECIAL CHARGE SCHEME – FINAL CERTIFICATE

ACTION OFFICER: MANAGER BUILT ENVIRONMENT

PURPOSE

The purpose of this report is to present to Council for consideration the final cost certificate for the Guthridge Parade (South) Sale Special Charge Street Construction Scheme – Scheme No 1903.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council adopts the Final Cost Certificate for the Guthridge Parade (South) Special Charge Street Construction Scheme – Scheme No 1903; and***
- 2. Council Officers prepare the final apportionment amounts due from property owners for the Guthridge Parade (South) Special Charge Street Construction Scheme – Scheme No 1903 based on the total levy amount of \$36,000.***

COUNCILLOR ROSSETTI / COUNCILLOR WOOD

That:

- 1. Council adopts the Final Cost Certificate for the Guthridge Parade (South) Special Charge Street Construction Scheme – Scheme No 1903; and***
- 2. Council Officers prepare the final apportionment amounts due from property owners for the Guthridge Parade (South) Special Charge Street Construction Scheme – Scheme No 1903 based on the total levy amount of \$36,000.***

CARRIED

16.3. 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 February 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 February 2022; and***
- 2. The names forwarded by the RAAF from East Sale, BEAUFIGHTER, BEAUFORT, WIRRAWAY, ANSON, MUSTANG and BLOODHOUND be added to the Council Approved Road Names Register for future use where the names meet the Naming Rules in place at the time;***
- 3. That the name Hyatt be added to the Approved Road Names Register for future use in the Kilmany area where the name meets the Naming Rules in place at the time and that the proponent be notified of the outcome.***

COUNCILLOR ROSSETTI / COUNCILLOR MAHER

That:

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 8 February 2022; and***
- 2. The names forwarded by the RAAF from East Sale, BEAUFIGHTER, BEAUFORT, WIRRAWAY, ANSON, MUSTANG and BLOODHOUND be added to the Council Approved Road Names Register for future use where the names meet the Naming Rules in place at the time;***
- 3. That the name Hyatt be added to the Approved Road Names Register for future use in the Kilmany area where the name meets the Naming Rules in place at the time and that the proponent be notified of the outcome.***

CARRIED

16.4. 2021-2022 CAPITAL WORKS ADJUSTED BUDGET

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

PURPOSE

The purpose of this report is to provide Council with an update of the changes to the Capital Works Program for the 2021/2022 financial year.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council approve changes to the 2021/22 Capital Works Budget and resultant Adjusted Capital Works Budget of \$50,442,830 as described below:

- | | |
|--|----------------|
| 1. Note the Adopted Capital Works Budget 2021/22 | \$48,242,451 |
| 2. Add projects added to or removed from budget since approval as per Attachment 1 (e.g. Carry Forwards, Local Roads and Community Infrastructure Program etc) | \$ 7,840,699 |
| 3. Remove projects that are to be deferred or removed for reasons as per Attachment 2 | (\$ 2,496,000) |
| 4. Remove projects that are proposed for carrying forward to 22/23 for reasons as per Attachment 3 | (\$3,144,320) |
| 5. Note the Adjusted Capital Works Budget 2021/22 | \$50,442,830 |

COUNCILLOR TATTERSON / COUNCILLOR CROSSLEY

That Council approve changes to the 2021/22 Capital Works Budget and resultant Adjusted Capital Works Budget of \$50,442,830 as described below:

- | | |
|--|----------------|
| 1. Note the Adopted Capital Works Budget 2021/22 | \$48,242,451 |
| 2. Add projects added to or removed from budget since approval as per Attachment 1 (e.g. Carry Forwards, Local Roads and Community Infrastructure Program etc) | \$ 7,840,699 |
| 3. Remove projects that are to be deferred or removed for reasons as per Attachment 2 | (\$ 2,496,000) |
| 4. Remove projects that are proposed for carrying forward to 22/23 for reasons as per Attachment 3 | (\$3,144,320) |
| 5. Note the Adjusted Capital Works Budget 2021/22 | \$50,442,830 |

CARRIED

17. GENERAL MANAGER COMMUNITY AND CULTURE

17.1. QUICK RESPONSE GRANTS - NOVEMBER 2021 TO FEBRUARY 2022

ACTION OFFICER: GENERAL MANAGER COMMUNITY AND CULTURE 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 November 2021 to February 2022 (as attached).

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 November 2021 to February 2022 (as attached).

COUNCILLOR STEPHENS / COUNCILLOR WOOD

That Council note the information regarding applications received under the Quick Response Grant Scheme (QRGS) for the period November 2021 to February 2022 (as attached).

CARRIED

18. 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 –

NIL

Meeting declared closed at: 6:49pm

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

19. 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 CROSSLEY

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

CARRIED