



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

RESOLUTIONS IN BRIEF ORDINARY MEETING

To be read in conjunction with the Council Meeting Agenda 18 July 2023

COUNCILLORS PRESENT

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

OFFICERS PRESENT

Arthur Skipitaris, General Manager Corporate Services/Acting Chief
Chief Executive Officer
Andrew Pomeroy, 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

David Morcom, Chief Executive Officer

**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

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

9. QUESTION/S ON NOTICE

9.1. OUTSTANDING QUESTION/S ON NOTICE

10. MAYOR AND COUNCILLORS REPORT

10.1. MAYOR AND COUNCILLORS REPORT - JUNE 2023

11. DELEGATES REPORT

12. CHIEF EXECUTIVE OFFICER

12.1. CHIEF EXECUTIVE OFFICERS REPORT - JUNE 2023

13. GENERAL MANAGER CORPORATE SERVICES

13.1. ASSEMBLY OF COUNCILLORS

14. GENERAL MANAGER DEVELOPMENT

14.1. QUARTERLY STRATEGIC LAND USE PLANNING UPDATE REPORT SECOND
QUARTER 2023

14.2. MONTHLY PLANNING DECISIONS - MAY 2023

15. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

15.1. PLANT PURCHASE GRADER AND ROLLER RURAL SOUTH

16. GENERAL MANAGER COMMUNITY AND CULTURE

16.1. COUNCIL COMMITTEES AND COMMITTEES OF MANAGEMENT HIGHLIGHTS

17. FURTHER GALLERY AND ONLINE COMMENTS

18. IN CLOSED SESSION

1. APOLOGIES

NIL

2. DECLARATION OF CONFLICT/S OF INTEREST

Councillor Maher declared a material conflict of interest at Item 14.2 Monthly Planning Decisions - May 2023 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: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

To adopt the minutes of the Ordinary Council Meeting of 4 July 2023.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 4 July 2023.

COUNCILLOR STEPHENS / COUNCILLOR ROSSETTI

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 4 July 2023.

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

COUNCILLOR BYE acknowledged the celebration of the 80th Anniversary for the Heyfield Ambulance Branch, held on Sunday 9 July 2023. He made special thanks to the team manager at Heyfield Ambulance, Sandra Tozer who manages the branch and the 20 volunteers. Councillor Bye also made special thanks to Hugh Stagg, President of the Heyfield Ambulance Auxiliary. He congratulated them on far the branch has come and thanked them for the event and work they do in the community.

COUNCILLOR BYE acknowledged a local dairy industry event held on 12 July 2023. He noted the success of the event and made note of the incredible insight into the future of milking with robotic machinery. Councillor Bye advised he was joined by a significant number of interested farmers and thanked all involved in showcasing the future for the dairy industry.

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 - JUNE 2023

ACTION OFFICER: COUNCILLOR IAN BYE

RECOMMENDATION

That the Mayor and Councillors report be noted.

COUNCILLOR RIPPER / COUNCILLOR WOOD

That the Mayor and Councillors report be noted.

CARRIED

11. DELEGATES REPORT

COUNCILLOR CROSSLEY addressed the upcoming launch of the 2023 Gippsland New Energy Conference held at The Wedge in Sale from 30 August 2023 to 2 September 2023. Councillor Crossley noted over 70 speakers will be presenting during the four days and there have been 350 tickets sold. She observed that the event is sold out, with a waitlist established for those hoping to attend this great event.

12. CHIEF EXECUTIVE OFFICER

12.1. CHIEF EXECUTIVE OFFICERS REPORT - JUNE 2023

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

RECOMMENDATION

That the Chief Executive Officer's report be received.

COUNCILLOR WOOD / COUNCILLOR STEPHENS

That the Chief Executive Officer's report be received.

CARRIED

13. GENERAL MANAGER CORPORATE SERVICES

13.1. ASSEMBLY OF COUNCILLORS

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

OBJECTIVE

To report on all assembly of Councillor records received for the period 26 June 2023 to 9 July 2023.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 26 June 2023 to 9 July 2023.

COUNCILLOR MAHER / COUNCILLOR CROSSLEY

That Council note and receive the attached Assembly of Councillor records for the period 26 June 2023 to 9 July 2023.

CARRIED

14. GENERAL MANAGER DEVELOPMENT

14.1. QUARTERLY STRATEGIC LAND USE PLANNING UPDATE REPORT SECOND QUARTER 2023

ACTION OFFICER: MANAGER LAND USE PLANNING

PURPOSE

To update Council on the strategic land use planning work program for the second quarter April to June 2023.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the second quarterly update on the strategic land use planning work program (included in document attached).

COUNCILLOR MAHER / COUNCILLOR MCKENZIE

That Council receive the second quarterly update on the strategic land use planning work program (included in document attached).

CARRIED

14.2. MONTHLY PLANNING DECISIONS - MAY 2023

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 May 2023.

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 May and 31 May 2023.

Councillor Maher has declared a material conflict of interest at Item 14.2 Monthly Planning Decisions - May 2023 due to a conflict of duty.

Left chambers: 5:21pm

Returned to Chambers: 5:22pm

COUNCILLOR TATTERSON / COUNCILLOR WOOD

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 May and 31 May 2023.

CARRIED

15. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

15.1. PLANT PURCHASE GRADER AND ROLLER RURAL SOUTH

ACTION OFFICER: MANAGER BUILT ENVIRONMENT

PURPOSE

The purpose of this report is for Council to consider approval for the purchase of a Grader and Roller for the Rural South Road Maintenance team, tender reference VP362331.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report for Purchase of a Grader and Roller for the Rural South Road Maintenance team, tender reference VP362331.***
- 2. The information contained in the confidential attachment Purchase of a Grader and Roller for the Rural South Road Maintenance team, tender reference VP362331, and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment on 28 June 2023 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 STEPHENS / COUNCILLOR RIPPER

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report for Purchase of a Grader and Roller for the Rural South Road Maintenance team, tender reference VP362331.***
- 2. The information contained in the confidential attachment Purchase of a Grader and Roller for the Rural South Road Maintenance team, tender reference VP362331, and designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Built and Natural Environment on 28 June 2023 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

16. GENERAL MANAGER COMMUNITY AND CULTURE

16.1. COUNCIL COMMITTEES AND COMMITTEES OF MANAGEMENT HIGHLIGHTS

ACTION OFFICER: GENERAL MANAGER COMMUNITY AND CULTURE

PURPOSE

For Council to receive the report highlighting activities and achievements of various Council advisory committees and community facilities' committees of management for the period March to June 2023.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the report highlighting activities and achievements of various Council advisory committees and community facilities' committees of management for the period March to June 2023.

COUNCILLOR CROSSLEY / COUNCILLOR MAHER

That Council receive the report highlighting activities and achievements of various Council advisory committees and community facilities' committees of management for the period March to June 2023.

CARRIED

17. 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 –

COUNCIL WATCH – emailed Council requesting an estimate of the dollar amount of cost shifting from State Government incurred during the 2022/23 Financial Year.

The Acting CEO noted that Council will respond directly to Council Watch regarding their enquiry and the response will be circulated to Councillors.

FURTHER GALLERY COMMENTS –

MARY METCALF, MAFFRA – read a statement highlighting her concerns regarding wind turbines and their long term impact on the environment, cost and longevity. Mary referred to articles that addressed her concerns and provided the statement to the General Manager Built and Natural Environment to be circulated to Councillors.

Meeting declared closed at: 5:33pm

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

18. 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.