



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

RESOLUTIONS IN BRIEF ORDINARY MEETING

To be read in conjunction with the Council Meeting Agenda 20 February 2024

COUNCILLORS PRESENT

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

OFFICERS PRESENT

David Morcom, Chief Executive Officer
Chris Hastie, General Manager Built and Natural Environment
Andrew Pomeroy, General Manager Development
Sam McPherson, Manager Communities, Facilities & Emergencies
Carly Bloomfield, Manager Organisational Performance & Governance
Keisha Langshaw, Governance and Council Business Officer
Sheryl Saynor, Executive Support Officer
Kim Salleh, Manager Communications and Media

APOLOGIES

Cr Ian Bye (Mayor)
Cr Carolyn Crossley

**ORDINARY MEETING OF COUNCIL
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COUNCIL MEETING INFORMATION

Members of the Public Gallery should note that the Council records and publishes Council meetings via YouTube to enhance the accessibility of Council meetings to the broader Wellington community. These recordings are also archived and may be published on Council's Website for viewing by the public or used for publicity or information purposes. At the appropriate times during the meeting, members of the gallery may address the Council at which time their image, comments or submissions will be recorded.

Members of the public who are not in attendance at the Council meeting but who wish to communicate with the Council via the online webform should lodge their questions or comments early in the meeting to ensure that their submissions can be dealt with at the end of the meeting.

Please could gallery visitors, Councillors and invited online attendees ensure that mobile phones and other electronic devices are turned off or in silent mode for the duration of the meeting.

MISSION STATEMENT

Working together to make a difference. We listen and lead to provide quality services that improve life for all.

ACKNOWLEDGEMENT OF COUNTRY

“Wellington Shire Council acknowledges our offices are located on the traditional lands of the Gunaikurnai nation. We pay our deep respects to their Elders past, present and future and acknowledge their ongoing cultural and spiritual connections to their land and waters.”

1. APOLOGIES

COUNCILLOR BYE
COUNCILLOR CROSSLEY

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: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

To adopt the minutes of the Ordinary Council Meeting of 6 February 2024.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 6 February 2024.

COUNCILLOR WOOD / COUNCILLOR ROSSETTI

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 6 February 2024.

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
Cobains Feedlots	21 November 2023	The landowner has engaged the services of a specialist agricultural consultant and is working with the appropriate agencies to ensure that the current use of the land complies with the relevant legislation. The Head petitioner has been provided with a verbal update on the current status.	General Manager Development
Seventh Ave	6 February 2024	The Built and Natural Environment Division is preparing a response that will be tabled at a future Council Meeting.	General Manager Built & Environment

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

COUNCILLOR MCKENZIE acknowledged the natural disaster event across Victoria on Tuesday 13 February 2024, resulting in the loss of homes, power, telecommunications and unfortunately the loss of life. He acknowledged that on the one hand, there were fires in the Grampians, also heavy rain and wind that swept through large parts of Victoria, resulting in damage to homes, and loss of power to over 550,000 homes.

Councillor McKenzie personally felt the brunt of the rain event while travelling on the Monash to Melbourne, when he couldn't see the car in front of him and traffic was down to less than five kilometers an hour. On television we saw the destruction and force the rain event had on transmission lines in Geelong that were smashed like matches and triggered a mini shutdown of the Loy Yang power station.

Councillor McKenzie noted that with Wellington designated as a renewable hub for offshore wind turbines, he asked that VicGrid – being the final decision maker on how power will be transmitted from sea to land and beyond – look at the latest technology around the world and approve a transmission system that will not incur any failure to the community due to natural events; that the community's future is assured of the continuity of power, and that this should be 'a given' as new infrastructure will need to be built and leave a strong legacy for generations to come.

Councillor McKenzie acknowledged the Grampians community who lost houses, fences, livestock and much more. He noted that our thoughts are with them and hopes they will be back on their feet very soon.

He further acknowledged the family, friends and neighbours of farmer Bruce Manintveld from Mirboo, who lost his life to the storms, we pay our deepest of respect. Councillor McKenzie stated that Victoria has experienced many natural disaster events since the 2019 bushfires and floods. He recognised, we may or will see such events on a yearly basis and the old saying of 'a 100 year' will be the norm. He concluded that the Federal and State governments should learn from each event and look to implement infrastructure to community proofing now and well into the future.

COUNCILLOR MAHER also acknowledged the events and sent out thoughts to the families, residents and workplaces that still don't have any power, and hopes that this will be connected very soon. She also noted a very special thank you to all the community members and volunteers that worked very hard to service and help those that were in need over the last week. We should all be very proud of the communities in which we live – she sends them a big 'cheerio'!

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 – DECEMBER 2023 AND JANUARY 2024

ACTION OFFICER: COUNCILLOR IAN BYE

RECOMMENDATION
<i>That the Mayor and Councillors report be noted.</i> COUNCILLOR RIPPER / COUNCILLOR WOOD <i>That the Mayor and Councillors report be noted.</i>
CARRIED

11. DELEGATES REPORT

11.1 DELEGATES REPORT: COUNCILLOR JOHN TATTERSON – SOUTH EAST AUSTRALIAN TRANSPORT STRATEGY

COUNCILLOR TATTERSON attended the South East Australian Transport Strategy Inc (SEATS) Quarterly Conference hosted by the Bega Valley Shire Council in Bega last week. He noted that SEATS involves a group of councils up and down the East Coast of Australia. Councillor Tatterson reflected that it was a positive conference, with presentations from the National Heavy Vehicle Regulator (NHVR) and Bobbin Transport – who transport Bega Cheese to Sydney, Melbourne and Adelaide. Bobbin Transport spoke at length around road conditions, and some of the barriers with bridges that stop them using high productivity vehicles to reduce the number of trucks on the road.

Again, the Sale alternate truck route and the Traralgon bypass were raised. He noted that there is not a lot of movement on the Traralgon bypass, but that we should be pushing forward at every opportunity, because it is a real inhibitor to transport moving our product out of our area and to Melbourne or Sydney.

12. CHIEF EXECUTIVE OFFICER

12.1. CHIEF EXECUTIVE OFFICER REPORT – DECEMBER 2023 AND JANUARY 2024

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

RECOMMENDATION

That the Chief Executive Officer's report be received.

COUNCILLOR ROSSETTI / COUNCILLOR STEPHENS

That the Chief Executive Officer's report be received.

CARRIED

13. GENERAL MANAGER CORPORATE SERVICES

13.1. ASSEMBLY OF COUNCILLORS REPORT

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

OBJECTIVE

To report on all assembly of Councillor records received for the period 29 January 2024 to 11 February 2024.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 29 January 2024 to 11 February 2024.

COUNCILLOR MCKENZIE / COUNCILLOR ROSSETTI

That Council note and receive the attached Assembly of Councillor records for the period 29 January 2024 to 11 February 2024.

CARRIED

13.2. UPDATE TO S6 INSTRUMENT OF DELEGATION - MEMBERS OF COUNCIL STAFF

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

For Council to adopt the updated *S6 Instrument of Delegation - Members of Council Staff*.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

RECOMMENDATION

That Council, in the exercise of the powers conferred by the legislation referred to in the attached instrument of delegation, resolve that –

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instrument of S6 Instrument of Delegation - Members of Council Staff, the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that instrument as attached.*
- 2. The S6 Instrument of Delegation - Members of Council Staff comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer.*
- 3. On the coming into force of the S6 Instrument of Delegation - Members of Council Staff, the current S6 Instrument of Delegation - Members of Council Staff dated 5 September 2023 is revoked.*
- 4. The duties and functions set out in the S6 Instrument of Delegation - Members of Council Staff must be performed, and the powers set out in the instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.*

COUNCILLOR ROSSETTI / COUNCILLOR WOOD

That Council, in the exercise of the powers conferred by the legislation referred to in the attached instrument of delegation, resolve that –

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instrument of S6 Instrument of Delegation - Members of Council Staff, the powers, duties and functions set out in that instrument, subject to the conditions and limitations specified in that instrument as attached.*
- 2. The S6 Instrument of Delegation - Members of Council Staff comes into force immediately upon this resolution being made and is to be signed by the Council's Chief Executive Officer.*
- 3. On the coming into force of the S6 Instrument of Delegation - Members of Council Staff, the current S6 Instrument of Delegation - Members of Council Staff dated 5 September 2023 is revoked.*
- 4. The duties and functions set out in the S6 Instrument of Delegation - Members of Council Staff must be performed, and the powers set out in the instrument must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.*

CARRIED

14. GENERAL MANAGER DEVELOPMENT

14.1. MONTHLY PLANNING DECISIONS - NOVEMBER AND DECEMBER 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 months of November and December 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 November and 31 December 2023.

COUNCILLOR TATTERSON / COUNCILLOR ROSSETTI

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

CARRIED

15. 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: 5.14PM

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

16. 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

NIL