



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

RESOLUTIONS IN BRIEF ORDINARY COUNCIL MEETING

Tuesday 18 March 2025, commencing at 5:00 PM

To be read in conjunction with the Council Meeting Agenda 18 March 2025

Cr Scott Rossetti (Mayor)	David Morcom, Chief Executive Officer
Cr Cindy Madeley (Deputy Mayor)	Arthur Skipitaris, General Manager Corporate Services
Cr Catherine Bannerman	Andrew Pomeroy, General Manager Development
Cr Liz Foat	Sam Pye, Manager Built Environment
Cr Edward Lowe	Kim Salleh, Manager Communications & Media
Cr Carmel Ripper (online)	Catie Thomson, Governance Officer
Cr Garry Stephens (online)	
Cr John Tatterson	

APOLOGIES

Cr Geoff Wells

**ORDINARY MEETING OF COUNCIL
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1. APOLOGIES

COUNCILLOR WELLS

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

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

Refer to Agenda Item 16 'Further Gallery Comments'.

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of Tuesday 4 March 2025.

COUNCILLOR FOAT / COUNCILLOR LOWE

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of Tuesday 4 March 2025.

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
Get lights installed at Stead Street Reserve, Sale.	4 March 2025	The Built Environment team have received the petition for consideration and response.	General Manager Built and Natural Environment

8. INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

COUNCILLOR FOAT acknowledged the recent dinner held by the Rotary Club of Sale in celebration of International Women's Day. The evening was held at Sale Greyhounds and was attended by the Mayor, Deputy Mayor, Councillors Ripper, Bannerman and Foat. The event was an opportunity for the community to come together to recognise the importance of supporting and empowering women and raising awareness about critical issues affecting women. One of the guest speakers was Leslie Smith from Quantum Support Services who shared valuable insights on the topic of Domestic and Family Violence. Dr Robert McKimm was honoured with the prestigious *Paul Harris Fellow Recognition* award for his outstanding work on maternal health and obstetrics. Councillor Foat expressed her gratitude, stating it had been a privilege to be a part of the evening celebrations.

COUNCILLOR MADELEY acknowledged Saturday evening's Maffra Mardi Gras, a fantastic community event organized by the Rotary Club of Maffra. This year's theme was 'Under the Sea'. The Mardi Gras parade has run since 1958 and is one of the longest running events in the Shire. Over this time, it has raised over \$4,000,000 for the local community. There were 4 contestants in this year's Mardi Gras, all of whom fund raised a combined total of over \$60,000 - Greg Meldrum representing the Maffra Golf Club; Julie Steele representing the Maffra Municipal Band; Heather Eden representing the Kath Foley Child Children's Centre and Kindergarten and Martin Baldock-Bartilotta representing Stratford Primary School. The winner was Julie Steele who raised over \$20,000. Councillor Madeley congratulated all involved in organizing this fantastic event and to the community for supporting the event.

COUNCILLOR RIPPER also spoke of the Mardi Gras and focused on acknowledging the tremendous effort of all participants involved in organizing the parade and the teamwork involved in arranging the many floats for the parade; the volunteers; schools; fire brigade; SES and others. Councillor Ripper acknowledged that as farming is a big part of the community, it was great to see the many shiny trucks and tractors on display. Seeing the excitement of the children as they watched the parade was magic. Councillor Ripper congratulated all involved, highlighting the achievements of Maffra within a shire of 44,000 residents. Councillor Ripper extended her well wishes for the future of the Mardi Gras parade and for many good years ahead.

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

ACTION OFFICER: MAYOR SCOTT ROSSETTI

RECOMMENDATION <i>That the Mayor and Councillors report be noted for February 2025.</i> COUNCILLOR LOWE / COUNCILLOR MADELEY <i>That the Mayor and Councillors report be noted for February 2025.</i> <p style="text-align: right;">CARRIED</p>
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11. DELEGATES REPORT

NIL

12. CHIEF EXECUTIVE OFFICER

12.1. CHIEF EXECUTIVE OFFICER

ACTION OFFICER: CHIEF EXECUTIVE OFFICER

RECOMMENDATION <i>That the Chief Executive Officer's report be received for February 2025.</i> COUNCILLOR MADELEY / COUNCILLOR TATTERSON <i>That the Chief Executive Officer's report be received for February 2025.</i> <p style="text-align: right;">CARRIED</p>

13. GENERAL MANAGER CORPORATE SERVICES

13.1. ASSEMBLY OF COUNCILLORS REPORT

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY
NIL

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 24 February to 9 March 2025.

COUNCILLOR LOWE / COUNCILLOR FOAT

That Council note and receive the attached Assembly of Councillor records for the period 24 February to 9 March 2025.

CARRIED

13.2. FUTURE WELLINGTON - COMMUNITY THINK TANK RECOMMENDATIONS

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY
NIL

RECOMMENDATION

That Council

- 1. Receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report.*
- 2. Adopt the Community Vision Statement of:*
 - Option i: Connected, inclusive communities, a thriving economy, a resilient environment and a sustainable future; or*
 - Option ii: Resilient, inclusive, sustainable Wellington where people thrive, nature is protected, and communities are connected; and*
- 3. Adopt the six Guiding Principles;*
 - Promote economic innovation and foster local prosperity to drive sustainable growth.*
 - Commit to environmental stewardship and build climate resilience to protect our natural resources and ensure a sustainable future.*
 - Engage with and support young people as key contributors to the future of our community.*
 - Preserve and celebrate cultural heritage and diversity to enrich our community.*
 - Foster connected and accessible communities that promote inclusivity, social integration, equitable access to services and transport, for all ages and abilities.*
 - Listen to and actively seek feedback from the community; ensure transparent decision-making and communicate effectively with the community about available Council resources.*

Noting that the guiding principles are interconnected and should not be considered in isolation.

4. *Acknowledge the significant work of the Future Wellington Think Tank to collaborate with each other and Council to recommend two options for the Community Vision Statement and six Guiding Principles.*
5. *Note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report was designated confidential by the General Manager Corporate Services on 27 February 2025 because it contains confidential information as defined in section 3(1) of the Local Government Act 2020; (f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.*

COUNCILLOR FOAT / COUNCILLOR BANNERMAN

That Council

1. Receive the Future Wellington Think Tank Deliberative Engagement and Outcomes report.
2. Adopt the Community Vision Statement of:
Option i: Connected, inclusive communities, a thriving economy, a resilient environment and a sustainable future
3. Adopt the six Guiding Principles;
 - Promote economic innovation and foster local prosperity to drive sustainable growth.
 - Commit to environmental stewardship and build resilience to protect our natural resources and ensure a sustainable future.
 - Engage with and support young people as key contributors to the future of our community.
 - Preserve and celebrate cultural heritage and diversity to enrich our community.
 - Foster connected and accessible communities that promote inclusivity, social integration, access to services and transport, for all ages and abilities.
 - Listen to and actively seek feedback from the community; ensure transparent decision-making and communicate effectively with the community about available Council resources.

Noting that the guiding principles are interconnected and should not be considered in isolation.

4. **Acknowledge the significant work of the Future Wellington Think Tank to collaborate with each other and Council to recommend two options for the Community Vision Statement and six Guiding Principles.**
5. **Note that the information contained in the attached confidential Future Wellington Think Tank Deliberative Engagement and Outcomes report was designated confidential by the General Manager Corporate Services on 27 February 2025 because it contains confidential information as defined in section 3(1) of the Local Government Act 2020; (f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.**

CARRIED

13.3. AUDIT & RISK COMMITTEE MINUTES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council:

- 1. Receive and note the minutes in brief of the Audit & Risk Committee 24 February 2025 (refer Attachment 13.3.1 Audit & Risk Committee Minutes in Brief 24 February 2025) and the confidential attachment 13.3.3 Audit & Risk Committee Minutes of 24 February 2025;***
- 2. Note that the information contained in the confidential attachment 13.3.3 Audit & Risk Committee Minutes of 24 February 2025 of this Council meeting agenda was designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Corporate Services on 25 February 2025 because it relates to the following grounds:
e) legal privileged information; and l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.***

COUNCILLOR BANNERMAN / COUNCILLOR TATTERSON

That Council:

- 1. Receive and note the minutes in brief of the Audit & Risk Committee 24 February 2025 (refer Attachment 13.3.1 Audit & Risk Committee Minutes in Brief 24 February 2025) and the confidential attachment 13.3.3 Audit & Risk Committee Minutes of 24 February 2025;**
- 2. Note that the information contained in the confidential attachment 13.3.3 Audit & Risk Committee Minutes of 24 February 2025 of this Council meeting agenda was designated confidential under Section 3(1) Confidential Information of the Local Government Act 2020 by the General Manager Corporate Services on 25 February 2025 because it relates to the following grounds:
e) legal privileged information; and l) information that was confidential information for the purposes of section 77 of the Local Government Act 1989.**

CARRIED

13.4. 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

NIL

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 4 September 2024 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 STEPHENS / COUNCILLOR LOWE

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 4 September 2024 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

13.5. S11A INSTRUMENT OF APPOINTMENT AND AUTHORISATION (PLANNING AND ENVIRONMENT ACT 1987)

ACTION OFFICER: MANAGER ORGANISATIONAL PERFORMANCE AND GOVERNANCE

PURPOSE

To seek Council's approval for the designated Council Officers responsible for administration and enforcement of the *Planning and Environment Act 1987* to be appointed and authorised as Authorised Officers under the *Planning and Environment Act 1987*.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

- 1. That Council appoint and authorise the Council Officers referred to in the attached S11A Instrument of Appointment and Authorisation (Planning and Environment Act 1987).***
- 2. That the instrument comes into force immediately upon being signed by Council's Chief Executive Officer and remains in force until Council determines to vary or revoke the instrument.***
- 3. That Council revoke all previous S11A Instruments of Appointment and Authorisation (Planning and Environment Act 1987).***

COUNCILLOR FOAT / COUNCILLOR LOWE

- 1. That Council appoint and authorise the Council Officers referred to in the attached S11A Instrument of Appointment and Authorisation (Planning and Environment Act 1987).**
- 2. That the instrument comes into force immediately upon being signed by Council's Chief Executive Officer and remains in force until Council determines to vary or revoke the instrument.**
- 3. That Council revoke all previous S11A Instruments of Appointment and Authorisation (Planning and Environment Act 1987).**

CARRIED

13.6. REMUNERATION COMMITTEE MINUTES

ACTION OFFICER: GENERAL MANAGER CORPORATE SERVICES

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council:

- 1. Note and receive the minutes from the Remuneration Committee meeting held on 4 March 2025 as per attachment 13.6.1 Remuneration Committee minutes; and**
- 2. Endorse the actions from the Remuneration Committee meeting held on 4 March 2025 as detailed in the attached minutes.**

COUNCILLOR BANNERMAN / COUNCILLOR LOWE

That Council:

- 1. Note and receive the minutes from the Remuneration Committee meeting held on 4 March 2025 as per attachment 13.6.1 Remuneration Committee minutes; and**
- 2. Endorse the actions from the Remuneration Committee meeting held on 4 March 2025 as detailed in the attached minutes.**

CARRIED

14. GENERAL MANAGER BUILT AND NATURAL ENVIRONMENT

14.1. GLENCAIRN ROAD WIDENING

ACTION OFFICER: MANAGER ASSETS AND PROJECTS

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council:

- 1. Adopt the recommendations contained in the attached confidential Tender Evaluation Report for Glencairn Road Licola Landslide Rectification Works; and**
- 2. Note that the information contained in the attached confidential Tender Evaluation Report for Glencairn Road Licola Landslide Rectification Works, was designated confidential by the General Manager Built and Natural Environment on 5 March 2025 because it contains confidential information as defined in section 3(1) of the Local Government Act 2020; (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; except that once this recommendation has been adopted the name of the successful tenderer can be made public.**

COUNCILLOR LOWE / COUNCILLOR TATTERSON

That Council:

- 1. Adopt the recommendations contained in the attached confidential Tender Evaluation Report for Glencairn Road Licola Landslide Rectification Works; and**
- 2. Note that the information contained in the attached confidential Tender Evaluation Report for Glencairn Road Licola Landslide Rectification Works, was designated confidential by the General Manager Built and Natural Environment on 5 March 2025 because it contains confidential information as defined in section 3(1) of the Local Government Act 2020; (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; 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 PTY LTD.

15. GENERAL MANAGER DEVELOPMENT

15.1. LEGISLATIVE ASSEMBLY PETITION #202456 - FLOOD OVERLAYS

ACTION OFFICER: MANAGER LAND USE PLANNING

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

CRAIG HOLLAND, LOCHSPORT - explained he was making representation on behalf of many Loch Sport property owners as well as the town as-a-whole in relation to the recent changes to flood overlays and ensuing planning scheme and building application implications this involves.

He spoke of the Legislative Assembly Petition #202456 on Flood Overlays initiated by Henry Luiz and sponsored by Danny O'Brien MP which has risen to 2,559 signatories at time of the Council meeting and closes on 19 April 2025.

Mr Holland referred to the seemingly inconsistent data and research from various authorities that is publicly available in relation to the extent of the estimated sea level rise. He called for strong advocacy, supported by Council, to ensure fair, reasonable and just treatment of constituents in dealing with flood overlays for residents in local coastal communities, such as Loch Sport. He called on the need to clearly differentiate between decisions on what is allowable based on flood 'risk' as opposed to decisions based on the possible 'extent' of sea level rise that may lead to flooding and pointed to the flaws of combining the two factors when making determinations about flood overlay building and planning restrictions.

Mr Holland appreciates Council's proposed advocacy to the Minister for Planning in respect of the planning and building matters involved and looks to Council to extend advocacy efforts to resolve the situation with the Catchment Management Authority (CMA) or whomever else has responsibility.

RECOMMENDATION

- 1. That Council acknowledges and notes the e-petition lodged with the Victorian Legislative Assembly as per Attachment 15.1.1 Petition Flood overlays relating to current flood overlay controls within coastal areas, including the Wellington Shire.**
- 2. That Council writes to the Minister for Planning to highlight the issues associated with developing within flood prone coastal areas as per Attachment 15.1.2 Letter to Minister Legislative Assembly Petition #202456 Flood Overlays.**

COUNCILLOR MADELEY / COUNCILLOR BANNERMAN

- 1. That Council acknowledges and notes the e-petition lodged with the Victorian Legislative Assembly as per Attachment 15.1.1 Petition Flood overlays relating to current flood overlay controls within coastal areas, including the Wellington Shire.**
- 2. That Council writes to the Minister for Planning to highlight the issues associated with developing within flood prone coastal areas as per Attachment 15.1.2 Letter to Minister Legislative Assembly Petition #202456 Flood Overlays.**

CARRIED

15.2. MONTHLY PLANNING DECISIONS - JANUARY 2025

ACTION OFFICER: MANAGER LAND USE PLANNING

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 and 31 January 2025.

COUNCILLOR TATTERSON / COUNCILLOR FOAT

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 January and 31 January 2025.

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

NIL

FURTHER GALLERY COMMENTS

ALAN HEYWOOD, PEARSONDALE - addressed Council in relation to the 4 March 2025 Council meeting minutes. Mr Heywood explained that the information contained in the Council minutes from 4 March 2025 did not reflect his experience of what took place after the Council meeting of 4 March 2025.

The Chief Executive Officer responded that the minutes were an accurate representation of what occurred in the Council meeting.

17. IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR TATTERSON

That the meeting be closed to the public to consider confidential information pursuant to section 66(2) of the Local Government Act 2020 and defined in section 3(1) as involving personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.

CARRIED

The live streaming of this Council meeting came to a close at 5.53pm.

IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR RIPPER

Details redacted.

CARRIED

COUNCILLOR STEPHENS / COUNCILLOR MADELEY

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

CARRIED

Meeting declared closed at 5.54pm.