



WELLINGTON
SHIRE COUNCIL
The Heart of Gippsland

Resolutions in Brief

To be read in conjunction with the Agenda of 19 August 2014

PRESENT:

Councillor Scott Rossetti, Mayor
Councillor Patrick McIvor
Councillor Bob Wenger
Councillor Carolyn Crossley
Councillor Emilie Davine
Councillor Malcolm Hole
Councillor John Duncan

IN ATTENDANCE:

David Morcom, Chief Executive Officer
Liz Collins, General Manager Governance
Glenys Butler, General Manager Liveability
Tim Rowe, Acting General Manager Built & Natural Environment
John Websdale, General Manager Development
Vanessa Ebsworth, Manager Organisation Development

LEAVE OF ABSENCE:

Councillor Darren McCubbin

APOLOGIES:

Councillor Peter Cleary

ORDINARY MEETING OF COUNCIL – 19 AUGUST 2014

AGENDA & TABLE OF CONTENTS

	ITEM	PAGE NUMBER
A	PROCEDURAL	
A1	STATEMENT OF ACKNOWLEDGEMENT AND PRAYER	
A2	APOLOGIES Councillor Peter Cleary – Apologies Councillor Darren McCubbin – Leave of Absence	
A3	DECLARATION OF CONFLICT/S OF INTEREST Nil	
A4	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING	
A5	BUSINESS ARISING FROM PREVIOUS MEETING/S Nil	
A6	ACCEPTANCE OF LATE ITEMS Nil	
A7	NOTICES OF AMENDMENT OR RESCISSION Nil	
A8	NOTICES OF MOTION Nil	
A9	RECEIVING OF PETITIONS OR JOINT LETTERS Item A9(1) Outstanding Petitions Item A9(2) Replacement of the gum tree on Council land situated at 10 McDonald Court, Sale	
A10	INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS	
A11	GALLERY COMMENTS	
A12	QUESTIONS ON NOTICE Item 12(1) Outstanding Questions on Notice Item 12(2) Response to Question on Notice: Federal Road Funding	
A13	MAYOR'S REPORT	
A14	YOUTH COUNCIL REPORT	
B	REPORT OF DELEGATES Item B1 National Timber Councils Association (NTCA) Item B2 Rural Councils Victoria Item B3 South East Australian Transport Strategy	

	ITEM	PAGE NUMBER
C	OFFICERS' REPORT	
	C1 CHIEF EXECUTIVE OFFICER ITEM C1.1 CHIEF EXECUTIVE OFFICER'S REPORT ITEM C1.2 CHIEF EXECUTIVE OFFICER'S ANNUAL REMUNERATION REVIEW	
	C2 GENERAL MANAGER GOVERNANCE ITEM C2.1 ASSEMBLY OF COUNCILLORS ITEM C2.2 LOCAL LAW NO 1	
	C3 GENERAL MANAGER DEVELOPMENT	
	C4 GENERAL MANAGER BUILT & NATURAL ENVIRONMENT ITEM C4.1 LEASE WITH ROYAL FLYING DOCTORS SERVICE	
	C5 GENERAL MANAGER LIVEABILITY ITEM C5.1 NEWRY RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES ITEM C5.2 MAFFRA RECREATION RESERVE COMMITTEE OF MANAGEMENT MEMBERSHIP ITEM C5.3 2013-058 PORT OF SALE CULTURAL HUB ARCHITECTURAL DESIGN SERVICES TENDER AWARD	
D	URGENT BUSINESS	
E	FURTHER GALLERY AND CHAT ROOM COMMENTS	
F	CONFIDENTIAL ATTACHMENTS ITEM F1.1 LEASE WITH ROYAL FLYING DOCTORS SERVICE ITEM F1.2 MAFFRA RECREATION RESERVE COMMITTEE OF MANAGEMENT MEMBERSHIP ITEM F1.3 2013-058 PORT OF SALE CULTURAL HUB ARCHITECTURAL DESIGN SERVICES TENDER AWARD	
G	IN CLOSED SESSION	

RECOMMENDATION

That Council receive the attached petition relating to the replacement of the gum tree on Council land situated at 10 McDonald Court, Sale.

COUNCILLOR McIVOR/COUNCILLOR DUNCAN

That Council receive the attached petition relating to the replacement of the gum tree on Council land situated at 10 McDonald Court, Sale.

CARRIED

ITEM A10 INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS

Councillor McIvor attended the Maffra Fire Brigade 100th Anniversary and received on Council's behalf a Certificate of Appreciation for Council's support in the restoration of the training facility and anniversary funding.

ITEM A11 GALLERY COMMENTS

NIL

ITEM A12 QUESTIONS ON NOTICE

NIL

ITEM A12(1) OUTSTANDING QUESTIONS ON NOTICE

ITEM	FROM MEETING	COMMENTS	ACTION BY
<p>Question on Notice: <i>When the 2014/15 Federal budget was announced it was revealed that indexation of Federal Assistance Grants would be 'paused' for three years. This announcement has resulted in a shortfall in funding for the Wellington Shire of \$420,000 for 2014/15 with the cumulative effect of 'freezing' the grant at 2013/14 levels over the four years of the Strategic Resource Plan being a loss of approximately \$3.6 million in revenue for local infrastructure projects.</i></p> <p><i>Because the minimum general purpose grant allocated to the inner Melbourne Councils is provided as of right, the effect of this "pause" on their budgets is negligible. As a result, the impact of the federal government indexation freeze is being most felt by regional and rural Councils that have the greatest need.</i></p> <p><i>In the Gippsland Times of Friday 27 June 2014, Gippsland MHR Darren Chester was quoted as saying "that the Government had committed to a significant boost in roads funding to help local</i></p>	15 July 2014	<p>A response will be provided at a future Council Meeting.</p> <p><u>5 August 2014</u></p> <p>The briefing paper below at attachment 1 provides relevant background information in relation to the impact on the freezing of indexation on the Grants Commission allocation. A copy of this briefing paper has also been provided to Darren Chester MP.</p> <p>A copy of a letter received from Darren Chester MP at attachment 2 is provided in response to the Question on Notice. Given the general nature of the response from Mr Chester,</p>	General Manager Governance

<p><i>Government deliver large and small scale roads projects which was expected to offset the indexation pause for Regional Councils”.</i></p> <p><i>Can the CEO please explain what additional funding in Federal Road Funding is expected over the life of the Strategic Resource Plan and what, if any, are the conditions on accessing these additional funds?</i></p>		<p>the Chief Executive Officer has forwarded a further letter requesting specific details in relation to Wellington Shire Council. Once a response has been received the information will be provided at a future meeting of Council.</p>	
---	--	---	--

ITEM A13

MAYOR’S REPORT

RECOMMENDATION

That the Mayor’s report be noted.

COUNCILLOR DAVINE/COUNCILLOR DUNCAN

That the Mayor’s report be noted.

CARRIED

ITEM B1

DELEGATE REPORT: NATIONAL TIMBER COUNCILS ASSOCIATION (NTCA)

RECOMMENDATION

That the delegates report be noted.

Councillor Hole that B1 and B2 be considered together.

COUNCILLOR HOLE/COUNCILLOR CROSSLEY

That delegates reports Item B1 and Item B2 be noted.

CARRIED

ITEM B2

**DELEGATE REPORT: RURAL COUNCILS VICTORIA
RECOMMENDATION**

That the delegates report be noted.

ITEM B3

DELEGATE REPORT: SOUTH EAST AUSTRALIAN TRANSPORT STRATEGY

RECOMMENDATION

That the delegates report be noted.

COUNCILLOR WENGER/COUNCILLOR DAVINE

That the delegates report be noted.

CARRIED

ITEM C1.1 CHIEF EXECUTIVE OFFICER'S REPORT

RECOMMENDATION

That the Chief Executive Officer's Report be received.

COUNCILLOR CROSSLEY/COUNCILLOR WENGER

That the Chief Executive Officer's Report be received.

CARRIED

ITEM C1.2 CHIEF EXECUTIVE OFFICER'S ANNUAL REMUNERATION REVIEW

OBJECTIVE

This report seeks Council's approval to set the Chief Executive Officer's remuneration level subsequent to the completion of the 2013/14 performance year.

RECOMMENDATION

That Council approves the proposed new salary level for the Chief Executive Officer, as outlined on page 2 of the memo dated 5 August 2014, effective 1 July 2014.

Councillor Rossetti moved that this motion be dealt with in closed session.

ITEM C2.1 ASSEMBLY OF COUNCILLORS

OBJECTIVE

To report on all assemblies of Councillors records received during the period 16 July 2014 to 5 August 2014.

RECOMMENDATION

That Council note and receive the attached assembly of Councillors records received during the period 16 July 2014 to 5 August 2014.

COUNCILLOR DAVINE/COUNCILLOR McIVOR

That Council note and receive the attached assembly of Councillors records received during the period 16 July 2014 to 5 August 2014.

CARRIED

ITEM C2.2 LOCAL LAW NO.1

OBJECTIVE

For Council to determine to give notice of revocation of the existing Local Law No.1 – 2005 Processes of Municipal Government (Meetings and Common Seal) Local Law, and seek submissions relating to the proposed new Local Law No.1 – 2014.

RECOMMENDATION

That Council give public notice and notice in the Government Gazette of the proposed new Local Law No.1 – 2014, as attached, and seek submissions in accordance with section 223 of the Local Government Act 1989.

COUNCILLOR McIVOR/COUNCILLOR DAVINE

That Council give public notice and notice in the Government Gazette of the proposed new Local Law No.1 – 2014, as attached, and seek submissions in accordance with section 223 of the Local Government Act 1989.

CARRIED

ITEM C4.1

LEASE WITH ROYAL FLYING DOCTORS SERVICE

OBJECTIVE

Receive Council authorisation for the Chief Executive Officer to undertake the necessary statutory and other processes to allow Council to establish a lease with the Royal Flying Doctors Service (Victoria) (RFDS) for buildings located at the Sale Oval.

RECOMMENDATION

That

- 1. Council authorise the Chief Executive Officer to progress all necessary steps to establish a lease with Royal Flying Doctors Service (Victoria) including complying with s190 and s223 of the Local Government Act 1989; and*
- 2. The information contained in the confidential document Item F1.1 Lease with Royal Flying Doctors Service of this Council Meeting Agenda be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 30 July 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: c) contractual matters be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

COUNCILLOR McIVOR/COUNCILLOR HOLE

That

- 1. Council authorise the Chief Executive Officer to progress all necessary steps to establish a lease with Royal Flying Doctors Service (Victoria) including complying with s190 and s223 of the Local Government Act 1989; and*
- 2. The information contained in the confidential document Item F1.1 Lease with Royal Flying Doctors Service of this Council Meeting Agenda be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 30 July 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: c) contractual matters be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

CARRIED

ITEM C5.1

**NEWRY RECREATION RESERVE COMMITTEE OF
MANAGEMENT MINUTES**

OBJECTIVE

For Council to receive the minutes from the Newry Recreation Reserve Committee of Management's Ordinary Meeting held on 26 May 2014.

RECOMMENDATION

That Council receive the minutes from the Newry Recreation Reserve Committee of Management's Ordinary Meeting held on 26 May 2014.

COUNCILLOR CROSSLEY/COUNCILLOR WENGER

That Council receive the minutes from the Newry Recreation Reserve Committee of Management's Ordinary Meeting held on 26 May 2014.

CARRIED

ITEM C5.2

**MAFFRA RECREATION RESERVE COMMITTEE OF MANAGEMENT
MEMBERSHIP**

OBJECTIVE

For Council to appoint the nominated Eastern Victoria Pleasure Harness Club representative to the Maffra Recreation Reserve Committee of Management, as detailed in the attached confidential report, for the remainder of the three year period ending 18 December 2015.

RECOMMENDATION

That:

- 1. Council adopts the recommendation contained in the confidential report at Item F1.2 of the Council Meeting Agenda for Maffra Recreation Reserve Committee of Management Membership; and*
- 2. The information contained in the confidential document Item F1.2 Maffra Recreation Reserve Special Committee of Council Membership of this Council Meeting Agenda, be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Liveability on 1 August 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: (h) any other matter which the Council or special committee considers would prejudice the Council or any person; be designated confidential information under Section 77 Clause (2) (b) of the Local Government Act 1989, except that once this recommendation has been adopted the name of the successful member can be made public.*

COUNCILLOR CROSSLEY/COUNCILLOR DUNCAN

That:

- 1. Council adopts the recommendation contained in the confidential report at Item F1.2 of the Council Meeting Agenda for Maffra Recreation Reserve Committee of Management Membership; and*



D. URGENT BUSINESS

NIL



E. FURTHER GALLERY AND CHAT ROOM COMMENTS

NIL

The Chief Executive Officer and General Managers left the Council Chamber at 6.37pm.

COUNCILLOR DAVINE/COUNCILLOR HOLE

That the meeting be closed to the public pursuant to Section 89 of the Local Government Act 1989 to consider a) personnel matters.

CARRIED

IN CLOSED SESSION

COUNCILLOR CROSSLEY/COUNCILLOR DAVINE

That the meeting resume in open session and Council ratify the decisions made in closed session

CARRIED

Meeting declared closed at 6.48pm.