



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

Resolutions in Brief

To be read in conjunction with the Agenda of 7 October 2014

PRESENT:

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

IN ATTENDANCE:

David Morcom, Chief Executive Officer
Chris Hastie, General Manager Built & Natural Environment
John Websdale, General Manager Development
Vanessa Ebsworth, Acting General Manager Corporate Services

ORDINARY MEETING OF COUNCIL – 7 OCTOBER 2014

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COUNCILLOR CROSSLEY/COUNCILLOR HOLE

That:

1. *Council lodges a submission to the Productivity Commission in response to the recently released draft report on Natural Disaster Relief and Recovery Arrangements, stressing that local government should not be disadvantaged financially by any proposed changes to the funding arrangements; and*
2. *The CEO write to the Municipal Association of Victoria encouraging them to make a further submission to the Natural Disaster Funding Arrangements Draft Report now that it has been published.*

CARRIED

ITEM A9

RECEIVING OF PETITIONS OR JOINT LETTERS

NIL

ITEM A9(2)

RESPONSE TO PETITION: AMENDMENT C85 AND AMENDMENT C88, PROPOSED RESIDENTIAL DEVELOPMENT STEVENS STREET, SALE

OBJECTIVE

To consider and respond to a petition relating to Amendment C85 and Amendment C88, proposed residential development, Stevens Street, Sale.

RECOMMENDATION

That Council advise the head petitioner that the petition will be recognised and considered as a submission to Amendment C85 and Amendment C88.

Councillor Davine declared an Indirect Conflict of Interest due to close association to one of the developers.

Councillor Davine left the Council Chamber at 3.09pm.

Ron Gregory, Sale resident

Expressed thanks to the Council and spoke regarding the petition. Requested if possible, any further reports regarding C85 and C88 be presented at a night meeting of Council.

COUNCILLOR McIVOR/COUNCILLOR DUNCAN

That Council advise the head petitioner that the petition will be recognised and considered as a submission to Amendment C85 and Amendment C88.

CARRIED

Councillor Davine returned to the Council chamber 3.15pm.

ITEM A10**INVITED ADDRESSES, PRESENTATIONS OR
ACKNOWLEDGEMENTS**

Councillor McCubbin attended the Meerlieu and District Gasfield Free day on Sunday 5 November 2014 and presented Council with a declaration on behalf of the community which was passed onto Councillor McCubbin on the day.

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:</p> <p><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 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</i></p>	<p>15 July 2014</p>	<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, the Chief Executive Officer has forwarded a further letter requesting specific details in relation to Wellington Shire Council. One a response has been received the information will be provided at a future meeting of Council.</p>	<p>General Manager Governance</p>

<p><i>and what, if any, are the conditions on accessing these additional funds?</i></p>		<p><u>19 August 2014</u> No response <u>3 September 2014</u> No response <u>16 September 2014</u> No response <u>7 October 2014</u> No response</p>	
ITEM	FROM MEETING	COMMENTS	ACTION BY
<p>Question on Notice: <i>Could the CEO please request from the Shadow Minister for Transport an assurance that ALL Gippsland line passenger rail services, beginning and ending east of Pakenham, will start and/or terminate at either Flinders Street station or Southern Cross station, should the Labor Party form government after the next State election?</i></p>	<p>16 September 2014</p>	<p>A response will be provided at a future Council Meeting.</p>	

ITEM C1.1

AUDIT COMMITTEE MEMBER APPOINTMENT

OBJECTIVE

The purpose of this report is to provide information to Council to enable consideration of the appointment of one external independent member to Council's Audit Committee.

RECOMMENDATION

That:

1. ***Council appoint an independent member to Council's Audit Committee for a three year period commencing 29 October 2014 and expiring 28 October 2017 in accordance with the recommendation in the attached confidential evaluation report at Item F1.1 of this Council meeting agenda; and***
2. ***The information contained in the confidential document Item F1.1 Audit Committee Member Appointment be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 September 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: e) proposed developments; f) legal advice; 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 applicant can be made public.***

COUNCILLOR CLEARY/COUNCILLOR DUNCAN

That:

- 1. Council appoint an independent member to Council's Audit Committee for a three year period commencing 29 October 2014 and expiring 28 October 2017 in accordance with the recommendation in the attached confidential evaluation report at Item F1.1 of this Council meeting agenda; and**
- 2. The information contained in the confidential document Item F1.1 Audit Committee Member Appointment be designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 12 September 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: e) proposed developments; f) legal advice; 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 applicant can be made public.**

CARRIED

The Mayor announced Mr Alan Hall, the current retiring member of Council's Audit Committee, be appointed to Council's Audit Committee for a three year period.

ITEM C2.1

ASSEMBLY OF COUNCILLORS

OBJECTIVE

To report on all assemblies of Councillors records received during the period 10 September to 16 September 2014.

RECOMMENDATION

That Council note and receive the attached assembly of Councillors records received during the period 10 September 2014 to 16 September 2014.

COUNCILLOR DAVINE/COUNCILLOR CLEARY

That Council note and receive the attached assembly of Councillors records received during the period 10 September 2014 to 16 September 2014.

CARRIED

ITEM C2.2

AUDIT COMMITTEE MINUTES

OBJECTIVE

To receive and note the minutes of the Audit Committee meeting held on 1 September 2014.

RECOMMENDATION

That:

- 1. Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.2 Audit Committee Minutes of 1 September 2014; and**

2. *The information contained in the confidential attachment Item F1.2 Audit Committee Minutes of 1 September 2014 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 Governance on 12 September 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: e) proposed developments; f) legal advice; and h) any other matter which the Council considers would prejudice the Council or any person be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

COUNCILLOR CLEARY/COUNCILLOR CROSSLEY

That:

1. *Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.2 Audit Committee Minutes of 1 September 2014; and*
- . *The information contained in the confidential attachment Item F1.2 Audit Committee Minutes of 1 September 2014 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 Governance on 12 September 2014 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: e) proposed developments; f) legal advice; and h) any other matter which the Council considers would prejudice the Council or any person be designated confidential information under Section 77 Clause (2)(b) of the Local Government Act 1989.*

CARRIED

ITEM C3.1 PLANNING DECISIONS

OBJECTIVE

To provide a report to Council on recent planning permit trends and planning decisions made under delegation by Statutory Planners during the month of August 2014 for information.

RECOMMENDATION

That Council note the report on recent planning permit trends and Planning Application Determinations between 1 August and 31 August 2014.

COUNCILLOR McIVOR/COUNCILLOR WENGER

That Council note the report on recent planning permit trends and Planning Application Determinations between 1 August and 31 August 2014.

CARRIED

ITEM C3.2 QUARTERLY STRATEGIC LAND USE PLANNING UPDATE

OBJECTIVE

To update Council on the strategic land use planning work program for the third quarter of 2014.

RECOMMENDATION

That Council receives the 2014 third quarterly update on the strategic land use planning work program.

COUNCILLOR McCUBBIN/COUNCILLOR CROSSLEY

That Council receives the 2014 third quarterly update on the strategic land use planning work program.

CARRIED

ITEM C3.3

RAIL FREIGHT ALLIANCE MEMBERSHIP

OBJECTIVE

For Council to review its membership with the Rail Freight Alliance (Alliance) and consider the recommendation that membership be withdrawn at the end of the current term.

RECOMMENDATION

That Council withdraw its membership with the Rail Freight Alliance at the conclusion of its current term on 30 April 2015.

COUNCILLOR HOLE/COUNCILLOR McIVOR

That Council retire its membership with the Rail Freight Alliance at the conclusion of its current term on 30 April 2015.

CARRIED

ITEM C4.1

PLACE NAMES COMMITTEE MINUTES

OBJECTIVE

The purpose of this report is for Council to receive the minutes and consider the recommendations from the Place Names Committee meeting held on 28 August 2014.

RECOMMENDATION

That:

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 28 August 2014; and**
- 2. Arising from the Place Names Committee meeting held on 28 August 2014, Council adopt the following recommendations:**
 - a) That Barneys Boggle Track be renamed to Bunnies Boggle Track and adjoining property owners be advised in writing and if no negative responses are received within 28 days of the mail out date then register this name with the Office of Geographic Names.**
 - b) That Council acknowledge the ANZAC link with the proposed names for the subdivision proposed for Hobson Street, Stratford on PS635538 and endorse the following names:**
 - **Freitag Court;**
 - **Pruden Court; and**
 - **Tweedie Court.**
 - c) That the name Hanratty be added to the Council Approved Road Name Register for possible future use in the North Sale area.**

- d) The main road in the proposed subdivision for Crown Allotments 38 & 41 on the south east corner of Cobb Road and Andrews Road, Longford be named Cumming Drive and the short eastern access road be named Laws Way.**

COUNCILLOR McIVOR/COUNCILLOR DAVINE

That:

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 28 August 2014; and**
- 2. Arising from the Place Names Committee meeting held on 28 August 2014, Council adopt the following recommendations:**
 - a) That Barneys Boggle Track be renamed to Bunnies Boggle Track and adjoining property owners be advised in writing and if no negative responses are received within 28 days of the mail out date then register this name with the Office of Geographic Names.**
 - b) That Council acknowledge the ANZAC link with the proposed names for the subdivision proposed for Hobson Street, Stratford on PS635538 and endorse the following names:**
 - Freitag Court;**
 - Pruden Court; and**
 - Tweedie Court.**
 - c) That the name Hanratty be added to the Council Approved Road Name Register for possible future use in the North Sale area.**
 - d) The main road in the proposed subdivision for Crown Allotments 38 & 41 on the south east corner of Cobb Road and Andrews Road, Longford be named Cumming Drive and the short eastern access road be named Laws Way.**

CARRIED

ITEM C5.1

**GORDON STREET RESERVE COMMITTEE OF MANAGEMENT
MINUTES**

OBJECTIVE

To receive minutes from the Gordon Street Reserve Committee of Management's Ordinary Meeting and Annual General Meeting held on 26 June 2014.

RECOMMENDATION

That Council receive the minutes from the Gordon Street Reserve Committee of Management's Ordinary Meeting and Annual General Meeting held on the 26 June 2014.

COUNCILLOR HOLE/COUNCILLOR WENGER

That Council receive the minutes from the Gordon Street Reserve Committee of Management's Ordinary Meeting and Annual General Meeting held on the 26 June 2014.

CARRIED

ITEM C5.2

**MAFFRA RECREATION RESERVE COMMITTEE OF
MANAGEMENT MINUTES**

OBJECTIVE

For Council to receive the minutes from the Maffra Recreation Reserve Committee of Management's Ordinary Meetings held on 7 July 2014 and 4 August 2014.

RECOMMENDATION

That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's Ordinary Meeting held on 7 July 2014 and 4 August 2014.

COUNCILLOR CROSSLEY/COUNCILLOR DUNCAN

That Council receive the minutes from the Maffra Recreation Reserve Committee of Management's Ordinary Meeting held on 7 July 2014 and 4 August 2014.

CARRIED

ITEM C5.3

**BRIAGOLONG RECREATION RESERVE COMMITTEE OF
MANAGEMENT MEMBERSHIP**

OBJECTIVE

For Council to appoint the nominated Briagolong Pony Club representative to the Briagolong 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 F1.3 of the Council Meeting Agenda for Briagolong Recreation Reserve Committee of Management Membership; and***
- 2. The information contained in the attached document Item F1.3 Briagolong 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 Development on 19 September 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 CLEARY/COUNCILLOR WENGER

That:

- 1. Council adopts the recommendation contained in the confidential report at Item F1.3 of the Council Meeting Agenda for Briagolong Recreation Reserve Committee of Management Membership; and***

2. *The information contained in the attached document Item F1.3 Briagolong 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 Development on 19 September 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.*

CARRIED

The Mayor announced that the successful applicant Kylie Wright, Briagolong & District Pony Club Representative the new member for the Briagolong Recreation Reserve Committee.

ITEM C5.4 LOCAL GOVERNMENT ELECTRONIC GAMING MACHINE SYSTEM REFORM CAMPAIGN

OBJECTIVE

That Council support the actions resulting from a motion of the Municipal Association of Victoria (MAV) State Council Meeting, held on 16 May 2014, to advocate for systematic reform of Electronic Gaming Machine (EGM) regulation in Victoria (Attachment A).

In showing support, Council will be linked to a campaign during October and November 2014 which will publically highlight issues as well as direct lobbying of local candidates and parties to support EGM reforms.

RECOMMENDATION

That Council support the actions resulting from a motion of the Municipal Association of Victoria (MAV) State Council Meeting, held on 16 May 2014, to advocate for systematic reform of Electronic Gaming Machine (EGM) regulation in Victoria.

COUNCILLOR CROSSLEY/COUNCILLOR DUNCAN

That Council support the actions resulting from a motion of the Municipal Association of Victoria (MAV) State Council Meeting, held on 16 May 2014, to advocate for systematic reform of Electronic Gaming Machine (EGM) regulation in Victoria.

CARRIED



D. URGENT BUSINESS

NIL



E. FURTHER GALLERY AND CHAT ROOM COMMENTS

1. John Lees, Briagolong resident
Letter to Council regarding loading and unloading of mowers and queried why there was no investigation into the matter before Worksafe was called to investigate unsafe practices. Has received a letter from Council, however, he felt that the information contained within was incorrect. Also, waiting for a response from Council on his concerns regarding McLean Street, Briagolong.
2. Warren Saunders, Sale resident
Queried decisions of Service Delivery, naming of meeting rooms simple for Council, but when deciding on controversial or harder decisions will call for an independent umpire to make decisions on Council behalf. No response has been received regarding C82 and C83 questions.
3. Alan Heywood, Pearsondale resident
Requested Councillors to revisit land acquisition rear of Australia Post, York Street, Sale. Construction of a car park on this land would provide easier access to post office boxes and safer parking.

Meeting declared closed 3:57pm.