



WELLINGTON
SHIRE COUNCIL

The Heart of Gippsland

Resolutions in Brief

**To be read in conjunction with the Council Meeting Agenda
2 July 2019**

COUNCILLORS PRESENT

Alan Hall (Mayor)
Malcolm Hole (Deputy Mayor)
Carolyn Crossley
Gayle Maher
Darren McCubbin
Carmel Ripper
Scott Rossetti
Garry Stephens

IN ATTENDANCE

David Morcom - Chief Executive Officer
Arthur Skipitaris - General Manager Corporate Services
John Websdale - General Manager Development
Chris Hastie - General Manager Built & Natural Environment
Stephen Dempsey - Acting General Manager Community & Culture
Trish Dean - Governance Officer

COUNCILLOR APOLOGY

Ian Bye

OFFICER APOLOGY

Sharon Houlihan - General Manager Community & Culture

ORDINARY MEETING OF COUNCIL – 2 JULY 2019

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ITEM A4

ADOPTION OF MINUTES OF PREVIOUS MEETING/S

OBJECTIVE

To adopt the minutes of the Ordinary Council Meeting of 18 June 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 18 June 2019.

COUNCILLOR RIPPER / COUNCILLOR MAHER

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 18 June 2019.

CARRIED

ITEM A5

BUSINESS ARISING FROM PREVIOUS MEETING/S

NIL

ITEM A6

ACCEPTANCE OF LATE ITEMS

NIL

ITEM A7

NOTICES OF MOTION

NIL

ITEM A8

RECEIVING OF PETITIONS OR JOINT LETTERS

NIL

ITEM A8(1)

OUTSTANDING PETITIONS

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

ITEM A9**INVITED ADDRESSES, PRESENTATIONS OR
ACKNOWLEDGEMENTS**

Councillor Crossley attended the 2019 Victorian Architecture Awards, to accept the Victorian Architecture Award and Regional Prize for the Port of Sale development, on behalf of Council. Councillor Crossley congratulated all staff who worked diligently on the project.

Councillor Hole congratulated Nic Hall whom has recently been awarded a Life Membership by Aquatics and Recreation Victoria in recognition of distinguished service to the industry.

ITEM A10**QUESTIONS ON NOTICE**

NIL

ITEM B**DELEGATES REPORT**

NIL

ITEM C2.1**ASSEMBLY OF COUNCILLORS****OBJECTIVE**

To report on all assembly of Councillor records received for the periods 10 April 2019 and 11 June 2019 to 26 June 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL**RECOMMENDATION**

That Council note and receive the attached Assembly of Councillor records for the periods 10 April 2019 and 11 June 2019 to 26 June 2019.

COUNCILLOR MAHER / COUNCILLOR CROSSLEY

That Council note and receive the attached Assembly of Councillor records for the periods 10 April 2019 and 11 June 2019 to 26 June 2019.

CARRIED

OBJECTIVE

To receive and note the minutes of the Audit & Risk Committee meeting held on 31 May 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That:

- 1. Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.1 Audit & Risk Committee Minutes of 31 May 2019; and*
- 2. The information contained in the confidential attachment Item F1.1 Audit & Risk Committee Minutes of 31 May 2019 of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Corporate Services on 11 June 2019 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: 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 STEPHENS / COUNCILLOR McCUBBIN

That:

- 1. Council receive and note the minutes in brief (Attachment 1) and the confidential attachment at Item F1.1 Audit & Risk Committee Minutes of 31 May 2019; and*
- 2. The information contained in the confidential attachment Item F1.1 Audit & Risk Committee Minutes of 31 May 2019 of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Corporate Services on 11 June 2019 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: 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 C4.1

**McMILLAN CRESCENT YARRAM SPECIAL CHARGE STREET
CONSTRUCTION SCHEME - FINAL COST CERTIFICATE**

OBJECTIVE

The objective of this report is to present to Council for consideration, the Final Cost Certificate for the McMillan Crescent Special Charge Street Construction Scheme – Scheme No 1703.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That

- 1. Council adopts the Final Cost Certificate for the McMillan Crescent Special Charge Street Construction Scheme – Scheme No 1703; and***
- 2. Council Officers prepare the final apportionment amounts due from property owners for the McMillan Crescent Special Charge Street Construction Scheme – Scheme No 1703 based on the initial estimated cost of \$74,000.***

COUNCILLOR STEPHENS / COUNCILLOR MAHER

That

- 1. Council adopts the Final Cost Certificate for the McMillan Crescent Special Charge Street Construction Scheme – Scheme No 1703; and***
- 2. Council Officers prepare the final apportionment amounts due from property owners for the McMillan Crescent Special Charge Street Construction Scheme – Scheme No 1703 based on the initial estimated cost of \$74,000.***

CARRIED

ITEM C4.2

**RIVERVIEW ROAD WURRUK SPECIAL CHARGE STREET
CONSTRUCTION SCHEME - FINAL COST CERTIFICATE**

OBJECTIVE

The objective of this report is to present to Council for consideration, the Final Cost Certificate for the Riverview Road Special Charge Street Construction Scheme – Scheme No 1702.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That

- 1. Council adopts the Final Cost Certificate for the Riverview Road Special Charge Street Construction Scheme – Scheme No 1702; and**
- 2. Council Officers prepare the final apportionment amounts due from property owners for the Riverview Road Special Charge Street Construction Scheme – Scheme No 1702 based on the initial estimated cost of \$185,000.**

COUNCILLOR McCUBBIN / COUNCILLOR HOLE

That

- 1. Council adopts the Final Cost Certificate for the Riverview Road Special Charge Street Construction Scheme – Scheme No 1702; and**
- 2. Council Officers prepare the final apportionment amounts due from property owners for the Riverview Road Special Charge Street Construction Scheme – Scheme No 1702 based on the initial estimated cost of \$185,000.**

CARRIED

OBJECTIVE

The purpose of this report is for Council to receive the minutes from the Place Names Committee meeting held on 28 May 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL**RECOMMENDATION**

That:

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 28 May 2019.**
- 2. The name MCCANN be added to the Council Approved Road Names Register for the proposed service road into Kilmany as part of the duplication of the highway.**
- 3. That the name FITZPATRICK COURT be used for the subdivision off River Street, Heyfield, named after brothers Samuel and Theodore who were born in Heyfield. Samuel was awarded the Military Cross and Theodore was awarded the Military Medal.**
- 4. The Place Names Committee accept the following names for a subdivision in Stratford MOLLER, MCLEOD, SUMMERS and WILLETT as they have connections to the Stratford locality as well as HARDY, WILLIAMS and STONE who are also prominent ANZACS from the area.**
- 5. That the name FOARDS LANE be used for the unnamed laneway running north from Macalister Street, Sale along the western boundary of the Sale College.**
- 6. The following ANZAC names ABERCROMBIE, ADAMS, ANKETELL, BARNES, BAUM, BINGHAM, BREHENY, CARR, COLLIER, DAYMOND, DONALDSON, FRENCH, FURNESS, GIBBS, GRAHAM, GRIBBLE, HANSEN, HARDIE, HAZLETT, HEYNE, HONEY, KERR, KLIENE, MARRETT, MCDONALD, PINCH, STEPHEN, STEMINGER, TAIT, TREADWELL, WALTERS, WAROCK, WILLMAN, WOODHOUSE AND WOOLLARD be added to the Council Approved Road Names Register for various areas within the municipality.**

COUNCILLOR McCUBBIN / COUNCILLOR ROSSETTI

That:

- 1. Council receive and note the minutes of the Place Names Committee meeting held on 28 May 2019.**
- 2. The name MCCANN be added to the Council Approved Road Names Register for the proposed service road into Kilmany as part of the duplication of the highway.**
- 3. That the name FITZPATRICK COURT be used for the subdivision off River Street, Heyfield, named after brothers Samuel and Theodore who were born in Heyfield. Samuel was awarded the Military Cross and Theodore was awarded the Military Medal.**
- 4. The Place Names Committee accept the following names for a subdivision in Stratford MOLLER, MCLEOD, SUMMERS and WILLETT as they have connections to the Stratford locality as well as HARDY, WILLIAMS and STONE who are also prominent ANZACS from the area.**
- 5. That the name FOARDS LANE be used for the unnamed laneway running north from Macalister Street, Sale along the western boundary of the Sale College.**
- 6. The following ANZAC names ABERCROMBIE, ADAMS, ANKETELL, BARNES, BAUM, BINGHAM, BREHENY, CARR, COLLIER, DAYMOND, DONALDSON, FRENCH, FURNESS, GIBBS, GRAHAM, GRIBBLE, HANSEN, HARDIE, HAZLETT, HEYNE, HONEY, KERR, KLIENE, MARRETT, MCDONALD, PINCH, STEPHEN, STEMINGER, TAIT, TREADWELL, WALTERS, WAROCK, WILLMAN, WOODHOUSE AND WOOLLARD be added to the Council Approved Road Names Register for various areas within the municipality.**

CARRIED

OBJECTIVE

The objective of this report is for Council to consider entering into a contract for the construction of a plant room to house new filtration equipment and pumps for the outdoor pools at Aqua Energy, Sale.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL**RECOMMENDATION**

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 Contract 2019-048 Aqua Energy Pump House Replacement; and***
- 2. The information contained in the confidential attachment Item F1.2 Contract 2019-048 Aqua Energy Pump House Replacement of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 25 June 2019 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) Contractual matters 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 tenderer can be made public.***

COUNCILLOR ROSSETTI / COUNCILLOR STEPHENS

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 Contract 2019-048 Aqua Energy Pump House Replacement; and***
- 2. The information contained in the confidential attachment Item F1.2 Contract 2019-048 Aqua Energy Pump House Replacement of this Council meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 25 June 2019 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) Contractual matters 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 tenderer can be made public.***

CARRIED

The Mayor announced the successful tenderer as Brooker Builders Pty Ltd

OBJECTIVE

The objective of this report is for Council to consider entering into a contract for the pumps and filtration system for the proposed plant room for the outdoor pools at Aqua Energy, Sale.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL**RECOMMENDATION**

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.3 Contract 2019-049 Aqua Energy, Pumps & Filtration System Renewal; and***
- 2. The information contained in the confidential document Item F1.3 Contract 2019-049 Aqua Energy, Pumps & Filtration System Renewal of this Council Meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 25 June 2019 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) Contractual matters 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 tenderer can be made public.***

COUNCILLOR ROSSETTI / COUNCILLOR CROSSLEY

That:

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.3 Contract 2019-049 Aqua Energy, Pumps & Filtration System Renewal; and***
- 2. The information contained in the confidential document Item F1.3 Contract 2019-049 Aqua Energy, Pumps & Filtration System Renewal of this Council Meeting agenda and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 25 June 2019 because it relates to the following grounds under Section 89(2) of the Local Government Act 1989: d) Contractual matters 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 tenderer can be made public.***

CARRIED

OBJECTIVE

For Council to receive the minutes from the Briagolong Quarry Reserve Committee of Management's General Meeting held on 14 May 2019.

Based on the motion in the minutes, for Council to endorse the dissolution of the Briagolong Quarry Reserve Instrument of Delegation under section 86 of the *Local Government Act 1989* from 30 August 2019, enabling the group to become an incorporated Committee of Management and enter into a 17D *Crown Land (Reserves) Act 1978* lease for ongoing management of Briagolong Quarry Reserve.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL**RECOMMENDATION**

That:

- 1. Council receive the minutes from the Briagolong Quarry Reserve Committee of Management's General Meeting held on 14 May 2019.*
- 2. Council endorse the dissolution of the Briagolong Quarry Reserve Instrument of Delegation under section 86 of the Local Government Act 1989 from 30 August 2019, enabling the group to become an incorporated committee of management and enter into a 17D Crown Land (Reserves) Act 1978 lease for ongoing management of Briagolong Quarry Reserve.*

COUNCILLOR RIPPER / COUNCILLOR HOLE

That:

- 1. Council receive the minutes from the Briagolong Quarry Reserve Committee of Management's General Meeting held on 14 May 2019.*
- 2. Council endorse the dissolution of the Briagolong Quarry Reserve Instrument of Delegation under section 86 of the Local Government Act 1989 from 30 August 2019, enabling the group to become an incorporated committee of management and enter into a 17D Crown Land (Reserves) Act 1978 lease for ongoing management of Briagolong Quarry Reserve.*

CARRIED

ITEM C5.2

GORDON STREET RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES

OBJECTIVE

For Council to receive the minutes from the Gordon Street Recreation Reserve Committee of Management's General Meeting held on 29 April 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's General Meeting held on 29 April 2019.

COUNCILLOR HOLE / COUNCILLOR McCUBBIN

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's General Meeting held on 29 April 2019.

CARRIED

ITEM C5.3

NEWRY RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES

OBJECTIVE

For Council to receive the minutes from the Newry Recreation Reserve Committee of Management's Annual General Meeting and General Meeting held on 27 May 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That Council receive the minutes from the Newry Recreation Reserve Committee of Management's Annual General Meeting and General Meeting held on 27 May 2019.

COUNCILLOR ROSSETTI / COUNCILLOR MAHER

That Council receive the minutes from the Newry Recreation Reserve Committee of Management's Annual General Meeting and General Meeting held on 27 May 2019.

CARRIED

ITEM C5.4

**BRIAGOLONG RECREATION RESERVE COMMITTEE OF
MANAGEMENT MINUTES**

OBJECTIVE

For Council to receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meetings held on 13 May 2019 and 10 June 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL

RECOMMENDATION

That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meetings held on 13 May 2019 and 10 June 2019.

COUNCILLOR RIPPER / COUNCILLOR CROSSLEY

That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meetings held on 13 May 2019 and 10 June 2019.

CARRIED



D. URGENT BUSINESS

NIL



E. FURTHER GALLERY AND CHAT ROOM 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 the Mayor will respond to you in writing within one week if required, 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

CHAT ROOM COMMENTS – NIL

GALLERY COMMENTS - NIL

Meeting declared closed at: 3:37pm

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