



# WELLINGTON

## SHIRE COUNCIL

*The Heart of Gippsland*

### Resolutions In Brief

**To be read in conjunction with the Council Meeting Agenda  
15 October 2019**

#### **COUNCILLORS PRESENT**

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

#### **IN ATTENDANCE**

Sharon Houlihan - Acting CEO and General Manager Community & Culture  
Arthur Skipitaris - General Manager Corporate Services  
John Websdale - General Manager Development  
Dean Morahan - Manager Assets and Projects  
Denise Teo - Governance Officer  
Wendy Reeves - Coordinator Communications and Media

#### **APOLOGIES**

Councillor Garry Stephens  
Chris Hastie, General Manager Built & Natural Environment

# ORDINARY MEETING OF COUNCIL – 15 OCTOBER 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 1 October 2019.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 1 October 2019.*

**COUNCILLOR BYE / COUNCILLOR CROSSLEY**

*That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 1 October 2019.*

**CARRIED**

**ITEM A5**

**BUSINESS ARISING FROM PREVIOUS MEETING/S**

NIL

**ITEM A6**

**ACCEPTANCE OF LATE ITEMS**

NIL

**ITEM A7**

**NOTICE/S OF MOTION**

NIL

**ITEM A8**

**RECEIVING OF PETITIONS OR JOINT LETTERS**

NIL

**ITEM A8(2)**

**RECEIPT OF PETITION – LEAVES FROM DECIDUOUS TREES IN DESAILLY STREET, SALE**

**OBJECTIVE**

To present Council with a petition in relation to leaves from deciduous trees in Desailly Street, Sale.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

Marie Barrett, Sale – resident and petitioner

Expressed concern at the size and resultant leaf fall of the deciduous trees along Desailly Street between Macarthur and Raglan Streets and has made the following recommendations:

- Replace existing trees with smaller varieties
- Remove trees
- Provide residents with clean up options during high periods of leaf fall

**RECOMMENDATION**

*That Council receive the attached petition in relation to leaves from deciduous trees in Desailly Street, Sale.*

**COUNCILLOR ROSSETTI / COUNCILLOR BYE**

*That Council receive the attached petition in relation to leaves from deciduous trees in Desailly Street, Sale.*

**CARRIED**

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

NIL

**ITEM A10 QUESTIONS ON NOTICE**

NIL

**ITEM B DELEGATES**

NIL

**ITEM A11(1) MAYOR AND COUNCILLOR ACTIVITY REPORT**

**RECOMMENDATION**

*That the Mayor and Councillor Activity report be noted.*

**COUNCILLOR ROSSETTI / COUNCILLOR MCCUBBIN**

*That the Mayor and Councillor Activity report be noted.*

**CARRIED**

**ITEM C1.1 CHIEF EXECUTIVE OFFICER'S REPORT**

**RECOMMENDATION**

*That the Chief Executive Officer's Report be received.*

**COUNCILLOR BYE / COUNCILLOR MCCUBBIN**

*That the Chief Executive Officer's Report be received.*

**CARRIED**

**ITEM C1.2 SEPTEMBER 2019 PERFORMANCE REPORT**

**OBJECTIVE**

For Council to receive and note the September 2019 Council Performance Report.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

### RECOMMENDATION

*That Council receive and note the September 2019 Council Performance Report as attached.*

**COUNCILLOR RIPPER / COUNCILLOR CROSSLEY**

*That Council receive and note the September 2019 Council Performance Report as attached.*

**CARRIED**

### ITEM C1.3

### AUDIT & RISK COMMITTEE MEMBER APPOINTMENT

#### OBJECTIVE

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

#### PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

### RECOMMENDATION

***That:***

- 1. Council appoint an independent member to Council's Audit & Risk Committee for a three year period commencing 29 October 2019 and expiring 28 October 2022 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 & Risk Committee Member Appointment and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 4 October 2019 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 applicant can be made public.***

**COUNCILLOR BYE / COUNCILLOR ROSSETTI**

**That:**

- 1. Council appoint an independent member to Council's Audit & Risk Committee for a three year period commencing 29 October 2019 and expiring 28 October 2022 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 & Risk Committee Member Appointment and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the Chief Executive Officer on 4 October 2019 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 applicant can be made public.**

**CARRIED**

**ITEM C2.1 ASSEMBLY OF COUNCILLORS**

**OBJECTIVE**

To report on all assembly of Councillor records received for the period 25 September 2019 to 9 October 2019.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

***That Council note and receive the attached Assembly of Councillor records for the period 25 September 2019 to 9 October 2019.***

**COUNCILLOR MAHER / COUNCILLOR CROSSLEY**

***That Council note and receive the attached Assembly of Councillor records for the period 25 September 2019 to 9 October 2019.***

**CARRIED**

**ITEM C2.2 CONSIDERATION OF THE ANNUAL REPORT 2018/19**

**OBJECTIVE**

To consider, discuss and receive the Annual Report 2018/19 for Wellington Shire Council, as attached.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council consider, discuss and receive the Annual Report 2018/19 in accordance with the requirements of the Local Government Act 1989.*

**COUNCILLOR HOLE / COUNCILLOR RIPPER**

*That Council consider, discuss and receive the Annual Report 2018/19 in accordance with the requirements of the Local Government Act 1989.*

**CARRIED**

**ITEM C3.1 QUARTERLY STRATEGIC LAND USE PLANNING UPDATE**

**OBJECTIVE**

To update Council on the strategic land use planning work program for the third quarter (July – September) of 2019.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council receive the 2019 third quarterly update on the strategic land use planning work program (included in Attachment 1 to this Report).*

**COUNCILLOR MAHER / COUNCILLOR BYE**

*That Council receive the 2019 third quarterly update on the strategic land use planning work program (included in Attachment 1 to this Report).*

**CARRIED**

**ITEM C3.2 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 2019.

**PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY**

**RECOMMENDATION**

*That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 August and 31 August 2019.*

**COUNCILLOR MAHER / COUNCILLOR MCCUBBIN**

*That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 August and 31 August 2019.*

**CARRIED**

**ITEM C4.1****UNSEALED ROAD RECONSTRUCTION – SOUTHERN MAINTENANCE AREA****OBJECTIVE**

The objective of this report is for Council to consider entering into a contract for the reconstruction of unsealed roads in the Southern Maintenance Area.

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

*That:*

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 of the Council Meeting Agenda for contract 2020-016 Unsealed Road Reconstruction – Southern Maintenance Area; and***
- 2. The information contained in the confidential document Item F1.2 of this Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 26 September 2019 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, except that once this recommendation has been adopted the name of the successful tenderer can be made public.***

**COUNCILLOR MAHER / COUNCILLOR CROSSLEY**

*That:*

- 1. Council adopt the recommendations contained in the attached confidential Tender Evaluation Report at Item F1.2 of the Council Meeting Agenda for contract 2020-016 Unsealed Road Reconstruction – Southern Maintenance Area; and***
- 2. The information contained in the confidential document Item F1.2 of this Council Meeting and designated under Section 77 Clause (2)(c) of the Local Government Act 1989 as confidential by the General Manager Built & Natural Environment on 26 September 2019 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, 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 Bairnsdale Road Services Pty Ltd*

**ITEM C4.2****APPLICATION FOR UNUSED ROAD LICENCE IN PARISH OF CARRAJUNG AT CARRAJUNG LOWER****OBJECTIVE**

The objective of this report is for Council to consider an application that the Government Road south of Lots 1 & 2 TP116551 Parish of Carrajung is not required for public traffic and is therefore an unused road.

## PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

### RECOMMENDATION

*That:*

*Pursuant to section 400 of the Land Act 1958, Council gives notice that the Government Road south of Lots 1 & 2 TP116551 Parish of Carrajung is not required for public traffic and is therefore an unused road.*

**COUNCILLOR CROSSLEY / COUNCILLOR MAHER**

*That:*

*Pursuant to section 400 of the Land Act 1958, Council gives notice that the Government Road south of Lots 1 & 2 TP116551 Parish of Carrajung is not required for public traffic and is therefore an unused road.*

**CARRIED**

## ITEM C5.1 COMMUNITY ASSISTANCE GRANTS – EVENTS, PROJECTS AND FACILITIES AUGUST 2019

### OBJECTIVE

That Council approve the recommendations to allocate Community Assistance Grants – Events, Projects and Facilities August 2019 funds as detailed in Attachment A and that applicants be notified of the outcome of their applications.

## PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

### RECOMMENDATION

*That Council approve the recommendations to allocate Community Assistance Grants – Events, Projects and Facilities August 2019 funds as detailed in Attachment A and that applicants be notified of the outcome of their applications.*

**COUNCILLOR RIPPER / COUNCILLOR HOLE**

*That Council approve the recommendations to allocate Community Assistance Grants – Events, Projects and Facilities August 2019 funds as detailed in Attachment A and that applicants be notified of the outcome of their applications.*

**CARRIED**

## ITEM D URGENT BUSINESS

NIL

## ITEM E FURTHER GALLERY AND CHAT ROOM COMMENTS

CHAT ROOM – NIL

GALLERY COMMENTS – NIL

Meeting declared closed at: 6:41pm

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