



WELLINGTON

SHIRE COUNCIL

The Heart of Gippsland

Resolutions in Brief

**To be read in conjunction with the Council Meeting Agenda
18 June 2019**

COUNCILLORS PRESENT

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

IN ATTENDANCE

Arthur Skipitaris - Acting Chief Executive Officer
John Websdale - General Manager Development
Chris Hastie - General Manager Built & Natural Environment
Sharon Houlihan - General Manager Community & Culture
Phil Phillipou - Acting General Manager Corporate Services
Trish Dean - Governance Officer

COUNCILLOR APOLOGY

Alan Hall (Mayor)

OFFICER APOLOGY

David Morcom - Chief Executive Officer

ORDINARY MEETING OF COUNCIL – 18 JUNE 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 4 June 2019.

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

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 4 June 2019.

COUNCILLOR BYE / COUNCILLOR McCUBBIN

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 4 June 2019.

CARRIED

A5**BUSINESS ARISING FROM PREVIOUS MEETINGS**

NIL

A6**ACCEPTANCE OF LATE ITEMS**

NIL

A7**NOTICES OF MOTION**

NIL

A8**RECEIVING OF PETITIONS OR JOINT LETTERS**

NIL

ITEM A8(1)**OUTSTANDING PETITIONS**

ITEM	FROM MEETING	COMMENTS	ACTION BY
NIL			

A9**INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS**

NIL

A10**QUESTIONS ON NOTICE**

NIL

ITEM A11(1)

MAYOR AND COUNCILLOR ACTIVITY REPORT

RECOMMENDATION

That the Mayor and Councillor Activity report be noted.

COUNCILLOR ROSSETTI / COUNCILLOR BYE

That the Mayor and Councillor Activity report be noted.

CARRIED

ITEM A12(1)

YOUTH COUNCIL REPORT

RECOMMENDATION

That Council receive the Youth Mayor's Quarterly Report.

COUNCILLOR CROSSLEY / COUNCILLOR McCUBBIN

That Council receive the Youth Mayor's Quarterly Report.

CARRIED

B

DELEGATES REPORT

NIL

ITEM C1.1

CHIEF EXECUTIVE OFFICER'S REPORT

RECOMMENDATION

That the Chief Executive Officer's Report be received.

COUNCILLOR MAHER / COUNCILLOR ROSSETTI

That the Chief Executive Officer's Report be received.

CARRIED

ITEM C1.2**MAY 2019 PERFORMANCE REPORT****OBJECTIVE**

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

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

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

COUNCILLOR STEPHENS / COUNCILLOR RIPPER

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

CARRIED

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

To report on all assembly of Councillor records received for the period 29 May 2019 to 12 June 2019.

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

That Council note and receive the attached Assembly of Councillor records for the period 29 May 2019 to 12 June 2019.

COUNCILLOR BYE / COUNCILLOR McCUBBIN

That Council note and receive the attached Assembly of Councillor records for the period 29 May 2019 to 12 June 2019.

CARRIED

ITEM C3.1**MONTHLY PLANNING DECISIONS - APRIL****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 April 2019.

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 April and 30 April 2019.

COUNCILLOR MAHER / COUNCILLOR ROSSETTI

That Council note the report on recent Planning Permit trends and Planning Application determinations between 1 April and 30 April 2019.

CARRIED

ITEM C3.2**PLANNING SCHEME AMENDMENT C99 – FLOOD MAPPING AND FLOOD POLICY UPDATE****OBJECTIVE**

To seek a Council resolution requesting the Minister for Planning to Authorise Council as the Planning Authority to prepare Amendment C99 to the Wellington Planning Scheme.

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

That;

- 1. Council resolve to request the Minister for Planning to Authorise Council as the Planning Authority to prepare Amendment C99 to the Wellington Planning Scheme (refer to Attachment 1); and***
- 2. Council seek the advice of the relevant Catchment Management Authority for any planning permit applications received (from 18 June 2019) on newly mapped flood areas affected by Amendment C99.***

COUNCILLOR STEPHENS

That the report on Amendment C99 lay on the table so Councillors can obtain additional information on Wellington Shire's proposed policy response to updated flood mapping and implications of how future development will be assessed".

Councillor Rossetti called a Point of Order requesting Councillor Crossley speak specifically about the current motion before Council.

CARRIED

ITEM C3.3**PLANNING SCHEME AMENDMENT C103 – WEST SALE
INDUSTRIAL REZONING****OBJECTIVE**

For Council to consider all written submissions made to Amendment C103 – West Sale Industrial Rezoning, adopt Amendment C103 with changes and request the Minister for Planning to approve Amendment C103.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY - NIL**RECOMMENDATION*****That Council:***

- 1. Pursuant to Section 22 and 23 of the Planning and Environment Act 1987, consider all written submissions made to Amendment C103 – West Sale Industrial Rezoning;***
- 2. Pursuant to Section 29 of the Planning and Environment Act 1987, resolve to adopt Amendment C103 – West Sale Industrial Rezoning with changes (refer to Attachment 2); and***
- 3. Pursuant to Section 31 of the Planning and Environment Act 1987, resolve to request the Minister for Planning to approve Amendment C103 – West Sale Industrial Rezoning.***

COUNCILLOR McCUBBIN / COUNCILLOR BYE***That Council:***

- 1. Pursuant to Section 22 and 23 of the Planning and Environment Act 1987, consider all written submissions made to Amendment C103 – West Sale Industrial Rezoning;***
- 2. Pursuant to Section 29 of the Planning and Environment Act 1987, resolve to adopt Amendment C103 – West Sale Industrial Rezoning with changes (refer to Attachment 2); and***
- 3. Pursuant to Section 31 of the Planning and Environment Act 1987, resolve to request the Minister for Planning to approve Amendment C103 – West Sale Industrial Rezoning.***

CARRIED

ITEM C4.1**ROAD DISCONTINUANCE AND SALE – PART OF COOPER CRESCENT, MAFFRA****OBJECTIVE**

The objective of this report is for Council to consider the discontinuance and sale of an unused section of Cooper Crescent, Maffra.

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

- 1. Pursuant to Section 206(1) including Clause 3 of Schedule 10 and Section 207A of the Local Government Act 1989, Council resolve to advertise its intention to discontinue a section of unused road adjoining 6 Cooper Crescent, Maffra; and,***
- 2. Pursuant to Section 189 and Section 223 of the Local Government Act 1989, Council resolve to advertise its intention to sell the discontinued section of Cooper Crescent, Maffra to the adjoining owner of 6 Cooper Crescent, Maffra; and,***
- 3. Council place a notice of the proposed discontinuance of a section of unused road adjoining 6 Cooper Crescent, Maffra, in local newspapers and serve a copy of the notice on abutting property owners and statutory authorities; and,***
- 4. Council appoint three Councillors plus an alternative representative to form the 'Cooper Crescent Road Sale Committee' that is established by Council under Section 223(1)(b)(i) of the Act, to consider written submissions/objections and to hear any persons who in their written submission under section 223 of the Act have been requested that they be heard in support of their submission/objection; and***
- 5. In the event of no objections, Council resolve to discontinue the section of unused road adjoining 6 Cooper Crescent, Maffra and place a notice in the Victoria Government Gazette; and,***
- 6. Council dispose of the discontinued section of road to the adjoining landowner in accordance with Wellington Shire Council Policy 4.3.6 Sale, Exchange and Acquisition of Land.***

COUNCILLOR CROSSLEY / COUNCILLOR RIPPER

That:

- 1. Pursuant to Section 206(1) including Clause 3 of Schedule 10 and Section 207A of the Local Government Act 1989, Council resolve to advertise its intention to discontinue a section of unused road adjoining 6 Cooper Crescent, Maffra; and,**
- 2. Pursuant to Section 189 and Section 223 of the Local Government Act 1989, Council resolve to advertise its intention to sell the discontinued section of Cooper Crescent, Maffra to the adjoining owner of 6 Cooper Crescent, Maffra; and,**
- 3. Council place a notice of the proposed discontinuance of a section of unused road adjoining 6 Cooper Crescent, Maffra, in local newspapers and serve a copy of the notice on abutting property owners and statutory authorities; and,**
- 4. Council appoint Councillors Ripper, Councillor Hole, Councillor Crossley plus Councillor Stephens as an alternative representative to form the 'Cooper Crescent Road Sale Committee' that is established by Council under Section 223(1)(b)(i) of the Act, to consider written submissions/objections and to hear any persons who in their written submission under section 223 of the Act have been requested that they be heard in support of their submission/objection; and**
- 5. In the event of no objections, Council resolve to discontinue the section of unused road adjoining 6 Cooper Crescent, Maffra and place a notice in the Victoria Government Gazette; and,**
- 6. Council dispose of the discontinued section of road to the adjoining landowner in accordance with Wellington Shire Council Policy 4.3.6 Sale, Exchange and Acquisition of Land.**

CARRIED

ITEM C4.2**ROAD EXCHANGE – STOCKDALE ROAD, STOCKDALE****OBJECTIVE**

The objective of this report is for Council to consider and authorise the discontinuance of a section of unused Government Road and to exchange this land for two parcels of land to formalise a road reserve for the Stockdale Road over part of Crown Allotments 2 and 2B Section A in the Parish of Bow-Wurrung at Stockdale.

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

- 1. Pursuant to Section 206 including Clauses 2 of Schedule 10 and Section 207A of the Local Government Act 1989, Council resolve to advertise its intention to undertake a road exchange by deviating sections of unused Government Road north of Crown Allotment 1, 3 and 4 Section A, Parish of Bow-Wurrung, over parts of Crown Allotment 2 and 2B Section A, Parish of Bow-Wurrung;***
- 2. Council place a public notice of the proposed discontinuance of these sections of unused Government Road in local newspapers and serve a notice on statutory authorities;***
- 3. Council appoint three councillors plus an alternative representative to form the 'Stockdale Road Exchange Committee' that is established by Council under Section 223(1)(b)(i) of the Act, to consider written submissions/objections and to hear any persons who in their written submission under section 223 of the Act have been requested that they be heard in support of their submission/objection;***
- 4. In the event that there are no objections or submissions, Council authorise the Chief Executive Officer to progress the road exchange including placing a notice in the Victoria Government Gazette.***

COUNCILLOR RIPPER / COUNCILLOR McCUBBIN

That:

- 1. Pursuant to Section 206 including Clauses 2 of Schedule 10 and Section 207A of the Local Government Act 1989, Council resolve to advertise its intention to undertake a road exchange by deviating sections of unused Government Road north of Crown Allotment 1, 3 and 4 Section A, Parish of Bow-Wurrung, over parts of Crown Allotment 2 and 2B Section A, Parish of Bow-Wurrung;***
- 2. Council place a public notice of the proposed discontinuance of these sections of unused Government Road in local newspapers and serve a notice on statutory authorities;***
- 3. Council appoint Councillor Ripper, Councillor Crossley, Councillor Hole plus Councillor Stephens as an alternative representative to form the 'Stockdale Road Exchange Committee' that is established by Council under Section 223(1)(b)(i) of the Act, to consider written submissions/objections and to hear any persons who in their written submission under section 223 of the Act have been requested that they be heard in support of their submission/objection;***
- 4. In the event that there are no objections or submissions, Council authorise the Chief Executive Officer to progress the road exchange including placing a notice in the Victoria Government Gazette.***

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 – NIL

GALLERY COMMENTS - NIL

Meeting declared closed at: 6:40pm

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



G. IN CLOSED SESSION

G. IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR ROSSETTI

That the meeting be closed to the public pursuant to Section 89(2) of the Local Government Act 1989 to consider:

- a) personnel matters*

CARRIED

IN CLOSED SESSION

COUNCILLOR STEPHENS / COUNCILLOR ROSSETTI

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

CARRIED