



WELLINGTON

SHIRE COUNCIL

The Heart of Gippsland

Resolutions In Brief

To be read in conjunction with the Council Meeting Agenda 7 April 2020

COUNCILLORS PRESENT

Alan Hall (Mayor)
Ian Bye
Carolyn Crossley
Darren McCubbin
Carmel Ripper

IN ATTENDANCE

David Morcom – Chief Executive Officer
Denise Teo – Governance Officer

APOLOGIES

(Due to COVID-19 and social distancing requirements, Council are operating with a minimum of Councillors to form a quorum to adhere to these requirements and thus Councillor Maher, Councillor Hole, Councillor Rossetti, Councillor Stephens have been granted leave)

Councillor Gayle Maher (Deputy Mayor)
Councillor Malcolm Hole
Councillor Scott Rossetti
Councillor Garry Stephens
Arthur Skipitaris – General Manager Corporate Services
Brent McAlister – General Manager Development
Chris Hastie – General Manager Built and Natural Environment
Sharon Houlihan – General Manager Community and Culture
Wendy Reeves – Coordinator Communications and Media

ORDINARY MEETING OF COUNCIL – 7 APRIL 2020
RESOLUTIONS IN BRIEF

	ITEM	PAGE NUMBER
A	PROCEDURAL	
A1	STATEMENT OF ACKNOWLEDGEMENT AND PRAYER	
A2	APOLOGIES <i>Due to COVID-19 and social distancing requirements, Council are operating with a minimum of Councillors to form a quorum to adhere to these requirements and thus Councillor Maher, Councillor Hole, Councillor Rossetti, Councillor Stephens have been granted leave</i>	
A3	DECLARATION OF CONFLICT/S OF INTEREST <i>NIL</i>	
A4	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING	7
A5	BUSINESS ARISING FROM PREVIOUS MEETING/S <i>NIL</i>	8
A6	ACCEPTANCE OF LATE ITEMS ITEM A6(1) AS DETAILED IN ITEM C2.4 ADOPTION OF REVISED 2020 COUNCIL MEETINGS ITEM A6(2) AS DETAILED IN ITEM C3.3 WELLINGTON SHIRE COUNCIL COVID-19 INITIAL SUPPORT FUNDING	9
A7	NOTICES OF MOTION <i>NIL</i>	10
A8	RECEIVING OF PETITIONS OR JOINT LETTERS ITEM A8(1) OUTSTANDING PETITIONS	11 12
A9	INVITED ADDRESSES, PRESENTATIONS OR ACKNOWLEDGEMENTS <i>NIL</i>	13
A10	QUESTIONS ON NOTICE <i>NIL</i>	14
B	REPORT OF DELEGATES	15
C	OFFICERS' REPORT	
	C1 CHIEF EXECUTIVE OFFICER	16
	C2 GENERAL MANAGER CORPORATE SERVICES	17
	ITEM C2.1 ASSEMBLY OF COUNCILLORS	18
	ITEM C2.2 REMUNERATION COMMITTEE MINUTES	23

	ITEM	PAGE NUMBER
	ITEM C2.3 S11A INSTRUMENT OF APPOINTMENT – BIMAL NARAYAN	27
	C3 GENERAL MANAGER DEVELOPMENT	34
	ITEM C3.1 QUARTERLY BUILDING REPORT – Q4 2019	35
	ITEM C3.2 QUARTERLY STRATEGIC LAND USE PLANNING UPDATE	43
	C4 GENERAL MANAGER BUILT & NATURAL ENVIRONMENT	56
	ITEM C4.1 ADOPTION OF SUSTAINABILITY STRATEGY 2020-2024	57
	ITEM C4.2 LLOYD STREET SPECIAL CHARGE STREET CONSTRUCTION SCHEME – INTENTION TO DECLARE SCHEME	103
	ITEM C4.3 MCMILLAN STREET SPECIAL CHARGE STREET CONSTRUCTION SCHEME – INTENTION TO DECLARE SCHEME	124
	ITEM C4.4 GUTHRIDGE PARADE (SOUTH) SPECIAL CHARGE STREET CONSTRUCTION SCHEME – INTENTION TO DECLARE SCHEME	146
	ITEM C4.5 MAV UTILITIES SERVICE CONTRACT NATURAL GAS SUPPLY	168
	C5 GENERAL MANAGER COMMUNITY AND CULTURE	170
	ITEM C5.1 GIPPSLAND ART GALLERY ADVISORY GROUP MINUTES TO COUNCIL MARCH 2020	171
	ITEM C5.2 BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES	178
	ITEM C5.3 GORDON STREET RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES	185
D	URGENT BUSINESS	193
E	FURTHER GALLERY AND CHAT ROOM COMMENTS	193
F	CONFIDENTIAL ATTACHMENT/S	194
	ITEM F1.1 MUNICIPAL ASSOCIATION OF VICTORIA (MAV) UTILITIES NATURAL GAS SUPPLY CONTRACT (MAV GC 8210-2019)	195
G	IN CLOSED SESSION	196

ITEM A4**ADOPTION OF MINUTES OF PREVIOUS MEETING/S****OBJECTIVE**

To adopt the minutes of the Ordinary Council Meeting of 17 March 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 17 March 2020.

COUNCILLOR BYE / COUNCILLOR MCCUBBIN

That Council adopt the minutes and resolutions of the Ordinary Council Meeting of 17 March 2020.

CARRIED

ITEM A5**BUSINESS ARISING FROM PREVIOUS MEETING/S**

NIL

ITEM A6**ACCEPTANCE OF LATE ITEMS**

ITEM A6(1) AS DETAILED IN ITEM C2.4 ADOPTION OF REVISED 2020 COUNCIL MEETINGS
COUNCILLOR MCCUBBIN / COUNCILLOR RIPPER

CARRIED

ITEM A6(2) AS DETAILED IN ITEM C3.3 WELLINGTON SHIRE COUNCIL COVID-19 INITIAL SUPPORT FUNDING

COUNCILLOR MCCUBBIN / COUNCILLOR CROSSLEY

CARRIED

ITEM A7**NOTICE/S OF MOTION**

NIL

ITEM A8**OUTSTANDING PETITIONS**

ITEM	FROM MEETING	COMMENTS	ACTION BY
Nil			

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

NIL

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 period 12 March 2020 to 1 April 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note and receive the attached Assembly of Councillor records for the period 12 March 2020 to 1 April 2020.

COUNCILLOR BYE / COUNCILLOR CROSSLEY

That Council note and receive the attached Assembly of Councillor records for the period 12 March 2020 to 1 April 2020.

CARRIED

ITEM C2.2**REMUNERATION COMMITTEE MINUTES****OBJECTIVE**

For Council to note and receive the minutes and endorse the actions of the Remuneration Committee meeting held on 3 March 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 3 March 2020 as attached; and***
- 2. Council endorse the actions from the Remuneration Committee meeting held on 3 March 2020 as detailed in the attached minutes.***

COUNCILLOR CROSSLEY / COUNCILLOR RIPPER

That:

- 1. Council note and receive the minutes from the Remuneration Committee meeting held on 3 March 2020 as attached; and***
- 2. Council endorse the actions from the Remuneration Committee meeting held on 3 March 2020 as detailed in the attached minutes.***

CARRIED

ITEM C2.3

S11A INSTRUMENT OF APPOINTMENT AND AUTHORISATION (PLANNING AND ENVIRONMENT ACT 1987 ONLY) - BIMAL NARAYAN

OBJECTIVE

The report seeks Council's approval for the designated Council Officer responsible for administration and enforcement of the *Planning and Environment Act 1987* (the Act) to be authorised and appointed as an Authorised Officer under the Act.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council, in the exercise of the powers conferred by section 224 of the Local Government Act 1989 (the Act) and the other legislation referred to in the attached S11A Instrument of Appointment and Authorisation (the instrument), resolve that:

- 1. Council Officer Bimal Narayan be appointed and authorised as set out in the instrument as provided at Attachment 1; and***
- 2. The instrument be signed and sealed by the Chief Executive Officer.***

COUNCILLOR CROSSLEY / COUNCILLOR BYE

That Council, in the exercise of the powers conferred by section 224 of the Local Government Act 1989 (the Act) and the other legislation referred to in the attached S11A Instrument of Appointment and Authorisation (the instrument), resolve that:

- 1. Council Officer Bimal Narayan be appointed and authorised as set out in the instrument as provided at Attachment 1; and***
- 2. The instrument be signed and sealed by the Chief Executive Officer.***

CARRIED

ITEM C2.4**ADOPTION OF REVISED 2020 COUNCIL MEETINGS****OBJECTIVE**

To amend the frequency of Council Meetings due to COVID-19 restrictions.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council formally adopt the revised dates of the proposed 2020 Revised Council Meetings from July 2020 to December 2020 as attached;*
- 2. Council make public a schedule of revised Council Meetings for the remainder of the 2020 calendar year;*
- 3. Council formally review any changes to the attached meeting schedule once removal of all COVID-19 related restrictions are announced.*

COUNCILLOR RIPPER / COUNCILLOR CROSSLEY

That:

- 1. Council formally adopt the revised dates of the proposed 2020 Revised Council Meetings from July 2020 to December 2020 as attached;*
- 2. Council make public a schedule of revised Council Meetings for the remainder of the 2020 calendar year;*
- 3. Council formally review any changes to the attached meeting schedule once removal of all COVID-19 related restrictions are announced.*

CARRIED

ITEM C3.1**QUARTERLY BUILDING REPORT - Q4 2019****OBJECTIVE**

To provide a report to Council on building permits issued in the Wellington Shire during the quarter October 2019 to December 2019, for information.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council note the report of building permits issued from 1 October 2019 to 31 December 2019.

COUNCILLOR BYE / COUNCILLOR CROSSLEY

That Council note the report of building permits issued from 1 October 2019 to 31 December 2019.

CARRIED

ITEM C3.2**QUARTERLY STRATEGIC LAND USE PLANNING UPDATE****OBJECTIVE**

To update Council on the strategic land use planning work program for the first quarter (January – March) of 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the first quarterly update on the strategic land use planning work program included in the 'Strategic Planning Projects and Amendments' table attached to this report.

COUNCILLOR BYE / COUNCILLOR MCCUBBIN

That Council receive the first quarterly update on the strategic land use planning work program included in the 'Strategic Planning Projects and Amendments' table attached to this report.

CARRIED

OBJECTIVE

The objective of this report is to seek Council approval for the allocation of funding to initiate a COVID-19 response package.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION***That Council;******1. Allocate \$470,000 to fund an initial COVID-19 support package which includes:***

- ***Waiving of Portable Advertising Permit fee, effective for permits for the period of 1 August 2020 to 31 July 2021;***
- ***Waiving of Alfresco Dining Permit fee, effective for permits for the period of 1 August 2020 to 31 July 2021;***
- ***Waiving of Roadside Trading Permit fees for Wellington based businesses for the operation of trading between 8 April 2020 to 31 December 2020;***
- ***Waiving of tenancy costs for Council managed commercial properties and four caravan parks leased through Council, effective 23 March 2020 to 22 August 2020;***
- ***Waiving of 2021 annual Food and Health Registration fee, effective for applications and renewals for the 2021 registration year;***
- ***Fund a 100% subsidy to cover annual membership for businesses to join their local business tourism/traders association. This includes:***
 - ***Dargo Business and Tourism Association***
 - ***Heyfield Traders and Tourism Inc.***
 - ***Loch Sport Business and Tourism Association***
 - ***Maffra Business and Tourism Association***
 - ***Port Albert Progress Association***
 - ***Rosedale Chamber of Commerce***
 - ***Sale Business and Tourism Association***
 - ***Stratford***
 - ***Yarram Traders and Tourism Inc.; and***

2. That Council note the following additional Wellington Shire COVID-19 support package initiatives:

- ***Launch a new Council Facebook group encouraging businesses to promote new delivery services to enable consumers to access locally delivered services,***
- ***Expand the Council website to include current business support information available to Wellington based businesses***

3. That Council note the following additional Wellington Shire COVID-19 support package initiatives:

- **Launch a new Council Facebook group encouraging businesses to promote new delivery services to enable consumers to access locally delivered services,**
- **Expand the Council website to include current business support information available to Wellington based businesses**
- **Launch a Wellington based marketing campaign once the COVID-19 shutdown concludes, to support local business**
- **Work to pay all suppliers/contractors as quickly as possible.**
- **Meet with local businesses to understand their needs and direct business owners to available Victorian and Australian Government support initiatives.**

COUNCILLOR MCCUBBIN / COUNCILLOR BYE

That Council;

1. Allocate \$470,000 to fund an initial COVID-19 support package which includes:

- **Waiving of Portable Advertising Permit fee, effective for permits for the period of 1 August 2020 to 31 July 2021;**
- **Waiving of Alfresco Dining Permit fee, effective for permits for the period of 1 August 2020 to 31 July 2021;**
- **Waiving of Roadside Trading Permit fees for Wellington based businesses for the operation of trading between 8 April 2020 to 31 December 2020;**
- **Waiving of tenancy costs for Council managed commercial properties and four caravan parks leased through Council, effective 23 March 2020 to 22 August 2020;**
- **Waiving of 2021 annual Food and Health Registration fee, effective for applications and renewals for the 2021 registration year;**
- **Fund a 100% subsidy to cover annual membership for businesses to join their local business tourism/traders association. This includes:**
 - **Dargo Business and Tourism Association**
 - **Heyfield Traders and Tourism Inc.**
 - **Loch Sport Business and Tourism Association**
 - **Maffra Business and Tourism Association**
 - **Port Albert Progress Association**
 - **Rosedale Chamber of Commerce**
 - **Sale Business and Tourism Association**
 - **Stratford**
 - **Yarram Traders and Tourism Inc.; and**
- **Waiving of planning permit application fees for business and/or commercial developments, effective 8 April 2020 to 31 December 2020.**

- ***Launch a Wellington based marketing campaign once the COVID-19 shutdown concludes, to support local business***
- ***Work to pay all suppliers/contractors as quickly as possible.***
- ***Meet with local businesses to understand their needs and direct business owners to available Victorian and Australian Government support initiatives.***

CARRIED

ITEM C4.1

ADOPTION OF SUSTAINABILITY STRATEGY 2020-2024

OBJECTIVE

For Council to consider the adoption of the Sustainability Strategy 2020-2024 as the key driver of Council's four-year objectives, goals and actions in relation to Council and community sustainability.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council adopt the Sustainability Strategy 2020-2024 as the key driver of Council's four-year objectives, goals and actions in relation to Council and community sustainability.

COUNCILLOR MCCUBBIN / COUNCILLOR CROSSLEY

That Council adopt the Sustainability Strategy 2020-2024 as the key driver of Council's four-year objectives, goals and actions in relation to Council and community sustainability.

CARRIED

OBJECTIVE

The purpose of this report is for Council to consider the proposed Lloyd Street (North) Special Charge Street Construction Scheme Number 1902 for declaration as a Special Charge Scheme for the construction of Lloyd Street in Stratford.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing Lloyd Street south of Redbank Road in Stratford and providing all and any ancillary works, including drainage and vehicle crossings; and***
- 2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 16 June 2020 (which may be via video link) in accordance with the Proposed Declaration of Special Charge Scheme Number 1902 in the form of the attachment to this report for the construction of Lloyd Street (North) in Stratford (Proposed Declaration of Special Charge); and***
- 3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 16 June 2020, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act; and***
- 4. Council appoint three Councillors as determined by Council plus an alternative representative to form the 'Lloyd Street (North) Special Charge Scheme Submissions 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 submissions under Section 223 of the Act have requested that they are heard in support of their submissions; and***
- 5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989; and***
- 6. The Chief Executive Officer, the General Manager Built & Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act; and***

8. Council modify the Residential Road and Street Construction Plan to include the construction of driveways within the fixed fee model.

COUNCILLOR RIPPER / COUNCILLOR BYE

That:

1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing Lloyd Street south of Redbank Road in Stratford and providing all and any ancillary works, including drainage and vehicle crossings; and
2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 16 June 2020 (which may be via video link) in accordance with the Proposed Declaration of Special Charge Scheme Number 1902 in the form of the attachment to this report for the construction of Lloyd Street (North) in Stratford (Proposed Declaration of Special Charge); and
3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 16 June 2020, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act; and
4. Council appoint the following three Councillors; Councillor Ripper, Councillor Crossley, Councillor Hole and an alternative representative; Councillor McCubbin, to form the 'Lloyd Street (North) Special Charge Scheme Submissions 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 submissions under Section 223 of the Act have requested that they are heard in support of their submissions; and
5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989; and
6. The Chief Executive Officer, the General Manager Built & Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act; and
7. Council modify the Residential Road and Street Construction Plan to include the construction of driveways within the fixed fee model.

CARRIED

ITEM C4.3**MCMILLAN STREET SPECIAL CHARGE STREET CONSTRUCTION
SCHEME – INTENTION TO DECLARE SCHEME****OBJECTIVE**

To consider the proposed McMillan Street (East) Special Charge Street Construction Scheme Number 1904 for declaration as a Special Charge Scheme for the construction of McMillan Street in Stratford.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing McMillan Street east of Davis Street in Stratford and providing all and any ancillary works, including drainage and vehicle crossings; and**
- 2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 16 June 2020 (which may be via video link) in accordance with the Proposed Declaration of Special Charge Scheme Number 1904 in the form of the attachment to this report for the construction of McMillan Street (East) in Stratford (Proposed Declaration of Special Charge); and**
- 3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 16 June 2020, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act; and**
- 4. Council appoint three Councillors as determined by Council plus an alternative representative to form the 'McMillan Street (East) Special Charge Scheme Submissions 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 submissions under Section 223 of the Act have requested that they are heard in support of their submissions; and**
- 5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989; and**
- 6. The Chief Executive Officer, the General Manager Built & Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act; and**

7. Council modify the Residential Road and Street Construction Plan to include the construction of vehicle crossings within the fixed fee model.

COUNCILLOR RIPPER / COUNCILLOR MCCUBBIN

That:

1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing McMillan Street east of Davis Street in Stratford and providing all and any ancillary works, including drainage and vehicle crossings; and
2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 16 June 2020 (which may be via video link) in accordance with the Proposed Declaration of Special Charge Scheme Number 1904 in the form of the attachment to this report for the construction of McMillan Street (East) in Stratford (Proposed Declaration of Special Charge); and
3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 16 June 2020, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act; and
4. Council appoint the following three Councillors; Councillor Ripper, Councillor Crossley, Councillor Hole and an alternative representative; Councillor McCubbin, to form the 'McMillan Street (East) Special Charge Scheme Submissions 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 submissions under Section 223 of the Act have requested that they are heard in support of their submissions; and
5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989; and
6. The Chief Executive Officer, the General Manager Built & Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act; and
7. Council modify the Residential Road and Street Construction Plan to include the construction of vehicle crossings within the fixed fee model.

CARRIED

ITEM C4.4**GUTHRIDGE PARADE (SOUTH) SPECIAL CHARGE STREET
CONSTRUCTION SCHEME – INTENTION TO DECLARE SCHEME****OBJECTIVE**

The purpose of this report is to consider the proposed Guthridge Parade (South) Special Charge Street Construction Scheme Number 1903 for declaration as a Special Charge Scheme for the construction of Guthridge Parade south of Montgomery Street in Sale.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION***That:***

- 1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing Guthridge Parade south of Montgomery Street in Sale and providing all and any ancillary works, including drainage and vehicle crossings.***
- 2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 16 June 2020 (which may be via video link) in accordance with the Proposed Declaration of Special Charge Scheme Number 1903 in the form of the attachment to this report for the construction of Guthridge Parade (South) in Sale (Proposed Declaration of Special Charge).***
- 3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 16 June 2020, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act.***
- 4. Council appoint three Councillors as determined by Council plus an alternative representative to form the 'Guthridge Parade (South) Special Charge Scheme Submissions 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 submissions under Section 223 of the Act have requested that they are heard in support of their submissions.***
- 5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989.***
- 6. The Chief Executive Officer, the General Manager Built & Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act.***

7. Council modify the Residential Road and Street Construction Plan to include the construction of driveways within the fixed fee model.

COUNCILLOR BYE / COUNCILLOR MCCUBBIN

That:

1. Council commence the statutory process under the Local Government Act 1989 (the Act) to declare a Special Charge Scheme for the purposes of constructing Guthridge Parade south of Montgomery Street in Sale and providing all and any ancillary works, including drainage and vehicle crossings.
2. Council in accordance with sections 163(1A) and 163B(3) of the Act, direct that a public notice be given in the Gippsland Times newspaper and on Council's website of the intention of Council to declare the scheme at its ordinary meeting to be held on 16 June 2020 (which may be via video link) in accordance with the Proposed Declaration of Special Charge Scheme Number 1903 in the form of the attachment to this report for the construction of Guthridge Parade (South) in Sale (Proposed Declaration of Special Charge).
3. Council direct that in accordance with section 163(1C) of the Act, separate letters enclosing a copy of the public notice be sent to the owners of the properties referred to and set out in the schedule of properties forming a part of the Proposed Declaration of Special Charge, advising of the intention of Council to declare the Special Charge at its ordinary meeting to be held on 16 June 2020, the basis of the calculation and distribution of the Special Charge and notifying such persons that submissions and/or objections in writing in relation to the Proposed Declaration of Special Charge will be considered and/or taken into account by Council in accordance with sections 163A, 163B and 223 of the Act.
4. Council appoint the following three Councillors; Councillor Bye, Councillor McCubbin, Councillor Rossetti and an alternative representative; Councillor Crossley, to form the 'Guthridge Parade (South) Special Charge Scheme Submissions 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 submissions under Section 223 of the Act have requested that they are heard in support of their submissions;
5. The Chief Executive Officer or the person for the time being acting in that position, be authorised to give public notice of the Proposed Declaration of Special Charge in accordance with Sections 163B and 223 of the Local Government Act 1989.
6. The Chief Executive Officer, the General Manager Built & Natural Environment or the Manager Assets and Projects (or any person for the time being acting in any of those positions), each be authorised to carry out any and all other administrative procedures necessary to enable Council to carry out its functions under section 163A and sections 163(1A), (1B) and (1C) and sections 163B and 223 of the Act.
7. Council modify the Residential Road and Street Construction Plan to include the construction of driveways within the fixed fee model.

CARRIED

ITEM C4.5**MAV UTILITIES SERVICE CONTRACT NATURAL GAS SUPPLY****OBJECTIVE**

The objective of this report is for Council to consider the outcomes of the MAV recommendation report for the Supply of Natural Gas to large sites MAV EC 8310 – 2019.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That:

- 1. Council adopt the outcomes of the MAV recommendation report for the Supply of Natural Gas to large buildings and facilities MAV EC 8310 – 2019 as attached at Item F1.1 of the Council Meeting Agenda; and**
- 2. The information contained in the confidential document at Item F1.1 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 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 MCCUBBIN / COUNCILLOR BYE

That:

- 1. Council adopt the outcomes of the MAV recommendation report for the Supply of Natural Gas to large buildings and facilities MAV EC 8310 – 2019 as attached at Item F1.1 of the Council Meeting Agenda; and**
- 2. The information contained in the confidential document at Item F1.1 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 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

The Mayor announced the successful supplier as Origin Energy.

ITEM C5.1

GIPPSLAND ART GALLERY ADVISORY GROUP MINUTES TO COUNCIL MARCH 2020

OBJECTIVE

To receive the minutes from the Gippsland Art Gallery Advisory Group meeting held on 2 March 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the minutes of the Gippsland Art Gallery Advisory Group meeting held on 2 March 2020.

COUNCILLOR CROSSLEY / COUNCILLOR MCCUBBIN

That Council receive the minutes of the Gippsland Art Gallery Advisory Group meeting held on 2 March 2020.

CARRIED

Note: Councillor Crossley recommended that Items 5.1, 5.2 and 5.3 be moved with a single motion for expediency as they all relate to receiving the minutes of various group meetings over the past months. All Councillors present were in agreement.

ITEM C5.2

BRIAGOLONG RECREATION RESERVE COMMITTEE OF MANAGEMENT MINUTES

OBJECTIVE

For Council to receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meeting held on 10 February 2020.

PUBLIC QUESTIONS AND COMMENTS FROM THE GALLERY

NIL

RECOMMENDATION

That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meeting held on 10 February 2020.

COUNCILLOR CROSSLEY / COUNCILLOR MCCUBBIN

That Council receive the minutes from the Briagolong Recreation Reserve Committee of Management's General Meeting held on 10 February 2020.

CARRIED

Note: Councillor Crossley recommended that Items 5.1, 5.2 and 5.3 be moved with a single motion for expediency as they all relate to receiving the minutes of various group meetings over the past months. All Councillors present were in agreement.

ITEM C5.3**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 24 February 2020.

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 24 February 2020.

COUNCILLOR CROSSLEY / COUNCILLOR MCCUBBIN

That Council receive the minutes from the Gordon Street Recreation Reserve Committee of Management's general meeting held on 24 February 2020.

CARRIED

Note: Councillor Crossley recommended that Items 5.1, 5.2 and 5.3 be moved with a single motion for expediency as they all relate to receiving the minutes of various group meetings over the past months. All Councillors present were in agreement.

ITEM D**URGENT BUSINESS**

NIL

ITEM E**FURTHER GALLERY AND CHAT ROOM COMMENTS**

CHAT ROOM – NIL

GALLERY COMMENTS – NIL

Meeting declared closed at: 3:26 pm

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