



MINUTES

Ordinary Council Meeting

6.00pm Tuesday 18 December 2018

VENUE:
Linton Customer Service Centre
Council Chambers
68 Sussex Street, Linton

NEXT ORDINARY COUNCIL MEETING
7.00pm Tuesday 22 January 2019

Copies of Golden Plains Shire Council's Agendas & Minutes
Can be obtained online at www.goldenplains.vic.gov.au

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**MINUTES OF GOLDEN PLAINS SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE LINTON CUSTOMER SERVICE CENTRE, COUNCIL CHAMBERS, 68 SUSSEX
STREETL, LINTON
ON TUESDAY, 18 DECEMBER 2018 AT 6.00PM**

PRESENT: Cr Owen Sharkey (Mayor), Cr Helena Kirby, Cr David Evans, Cr Joanne Gilbert,
Cr Des Phelan, Cr Les Rowe

IN ATTENDANCE: CEO Eric Braslis, Director Corporate Services Richard Trigg, Director Assets
and Amenity Greg Anders

1 OPENING DECLARATION

The Mayor read the Opening Declaration.

2 ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the Traditional Custodians of the land and paid his respects to elders both past and present.

3 APOLOGIES AND LEAVE OF ABSENCE

Cr Nathan Hansford, Acting Director Community Service Patti Wenn

4 CONFIRMATION OF MINUTES

RESOLUTION

Moved: Cr Des Phelan
Seconded: Cr David Evans

That the minutes of the Ordinary Council Meeting held on 27 November 2018 be confirmed with the inclusion of the reference to the acknowledgement of the memorial service marking the 20th anniversary of five volunteer Geelong West firefighters who lost their lives in the 2 December Linton bushfire.

CARRIED

5 DECLARATION OF CONFLICT OF INTEREST

Mayor Cr Sharkey declared for report 6.5 Planning Application P18-080 – Development of land for Racing dog keeping and training, 2874 Midland Hwy, Lethbridge that due to a conflicting duty he has an indirect interest.

6 BUSINESS REPORTS FOR DECISION

6.1 DELEGATES REPORT - 28 NOVEMBER 2018 TO 17 DECEMBER 2018

Cr Owen Sharkey

28 November	G21 Induction
29 November	Volunteer Celebration Event
29 November	Cinema Pop Up event
30 November	G21 Board Meeting
2 December	Official Opening of the Avalon Airport Terminal
2 December	Memorial Service for Linton Firefighters
3 December	BSA Awards Evening
4 December	Audit & Risk Committee Meeting
6 December	VLGA Mayor and Deputy Mayor event
7 December	PUGRC Bi-monthly meeting
8 December	Meredith Music Festival
11 December	Councillor Briefing meeting
12 December	CHCV meeting
12 December	Mayoral Student Award presentation at Linton Primary School
13 December	Meeting with Michaela Settle
13 December	Mayoral Student Award presentation at P-12 Bannockburn College
13 December	Mayoral Student Award presentation at St Mary MacKillop Catholic Primary School
14 December	Meeting with Libby Coker
14 December	Mayoral Student Award presentation at Teesdale Primary School
17 December	MAV 2018 Mayor Induction Day
17 December	Inverleigh Street Scape Community meeting

Cr Joanne Gilbert

29 November	Grampians Central Waste Forum in Ballarat.
30 November	Pop up cinema Bannockburn
10 December	Highlands LLEN committee of management meeting
11 December	Council Briefing day
13 December	Woody Yaloak Primary Schools presentation night
14 December	Rokewood Primary School presentation night

All other Councillors gave a verbal update on their attendances of various Council and community functions over the month.

6.2 PLANNING APPLICATION P17-255 - VARIATION OF RESTRICTIVE COVENANT V278933P, 59 YORKSHIRE CLOSE, BATESFORD

EXECUTIVE SUMMARY

This report relates to a planning permit application which proposes to vary the registered restrictive covenant V278933P, to allow two dwellings on the land at 59 Yorkshire Close, Batesford. This report provides a background to the application, a summary of the relevant planning considerations and an officer recommendation which supports the issue of a planning permit.

SUSPENSION OF STANDING ORDERS

Moved: Cr Joanne Gilbert

Seconded: Cr Les Rowe

A motion was moved that Council suspend standing orders.

CARRIED

Smith Land Surveyors (applicant) addressed the Council.
Peter Spear (objector) addressed the Council.

RESUMPTION OF STANDING ORDERS

Moved: Cr Des Phelan

Seconded: Cr Les Rowe

A motion was moved that Council resume standing orders.

CARRIED

RESOLUTION

Moved: Cr David Evans

Seconded: Cr Des Phelan

That Council issue a Notice of Decision to Grant a Planning Permit to vary restrictive covenant V278933P over 59 Yorkshire Close, Batesford to allow two dwellings on the Lot, with the proposed conditions listed in this report.

CARRIED

6.3 PLANNING APPLICATION P18-187 - THE USE OF THE LAND FOR A LIQUOR LICENCE (GENERAL LICENCE), 80 SUSSEX STREET, LINTON

EXECUTIVE SUMMARY

This report relates to a planning permit application which proposes the use of the land for a liquor licence (general licence) on the land at 80 Sussex Street, Linton. This report provides a background to the application, a summary of the relevant planning considerations and an officer recommendation which supports the issue of a planning permit.

SUSPENSION OF STANDING ORDERS

Moved: Cr Joanne Gilbert

Seconded: Cr Des Phelan

A motion was moved that Council suspend standing orders.

CARRIED

Don Hobbs (objector) addressed the Council.

Kevin Scott (objector) addressed the Council.

RESUMPTION OF STANDING ORDERS

Moved: Cr Des Phelan

Seconded: Cr Joanne Gilbert

A motion was moved that Council resume standing orders.

CARRIED

RESOLUTION

Moved: Cr Des Phelan

Seconded: Cr Joanne Gilbert

That Council issue a Notice of Decision to Grant a Planning Permit for the use of the land for a Liquor Licence (General Licence), at 80 Sussex Street, Linton, with the proposed conditions listed in this report.

CARRIED

6.4 PLANNING APPLICATION P17-039 FOR THE USE AND DEVELOPMENT OF LAND FOR INTENSIVE ANIMAL HUSBANDRY (FREE-RANGE PIGGERY) AND DWELLING AT 1779 HAMILTON HIGHWAY, MURGHEBOLUC

EXECUTIVE SUMMARY

This report relates to a planning permit application for the use and development of the land for Intensive Animal Husbandry (Free Range Piggery) and Dwelling at 1779 Hamilton Highway, Murgheboluc. This report provides a background to the application and a summary of the relevant planning considerations.

RESOLUTION

Moved: Cr David Evans

Seconded: Cr Joanne Gilbert

That Council resolves to issue a Notice of Decision to Refuse to Grant a Permit for the use and development of the land for Intensive Animal Husbandry (Free Range Piggery) and a Dwelling at 1779 Hamilton Highway, Murgheboluc (Lot 2 on Title Plan 863669 Parish of Murgheboluc) on the grounds that the proposed piggery presents a high biosecurity risk to existing poultry operations in the area because the proposed biosecurity buffer distance is inadequate to prevent the spread of disease.

CARRIED

6.5 PLANNING APPLICATION P18-080 - DEVELOPMENT OF LAND FOR RACING DOG KEEPING AND TRAINING, 2874 MIDLAND HWY, LETHBRIDGE

EXECUTIVE SUMMARY

This report relates to a planning permit application which proposes the Use and development of the land for Racing dog keeping and Racing dog training (5 greyhounds) at 2874 Midland Highway, Lethbridge. This report provides the background to the application, a summary of the relevant planning considerations and an officer recommendation which supports the issue of a planning permit.

This application was previously considered by Council at the 27th November 2018 Ordinary meeting. Council deferred determination of the application to the 18th December 2018 Ordinary Council meeting.

Mayor Cr Owen Sharkey left the meeting due to a declared indirect conflict of interest.

Cr Joanne Gilbert commenced to chair the meeting.

SUSPENSION OF STANDING ORDERS

Moved: Cr Des Phelan

Seconded: Cr David Evans

A motion was moved that Council suspend standing orders.

CARRIED

Jeffrey Green (applicant) addressed the Council.

Allison Wellington (objector) addressed the Council.

RESUMPTION OF STANDING ORDERS

Moved: Cr Les Rowe

Seconded: Cr David Evans

A motion was moved that Council resume standing orders.

CARRIED**RESOLUTION**

Moved: Cr Les Rowe

Seconded: Cr David Evans

That Council resolves to issue a Notice of Decision to Grant a Permit for the use and Development of the land for racing dog keeping and racing dog training (5 greyhounds) at 2874 Midland Highway, Lethbridge (Lot 1 on Plan of Subdivision PS603667, Parish of Wabdallah), with the proposed conditions listed in the report.

CARRIED

Mayor Cr Owen Sharkey returned to the meeting and resumed the chair.

6.6 DEVELOPMENT PLAN (DPO13) - 31 MERCER STREET, SHELFORD**EXECUTIVE SUMMARY**

An application for the approval of a Development Plan for nineteen lots under the Development Plan Overlay Schedule 13 (DPO13) to the Golden Plains Planning Scheme has been received.

The Development Plan has been assessed against the requirements of the Golden Plains Planning Scheme and is considered to respond appropriately.

The Planning and Environment Act is "silent" in regard to who has the authority to approve Development Plans. It is current practice at Golden Plains Shire Council that all Development Plans be presented to Council for approval.

SUSPENSION OF STANDING ORDERS

Moved: Cr Les Rowe

Seconded: Cr David Evans

A motion was moved that Council suspend standing orders.

CARRIED

Wendy Scroggie (applicant) addressed the Council.

RESUMPTION OF STANDING ORDERS

Moved: Cr Joanne Gilbert

Seconded: Cr Les Rowe

A motion was moved that Council resume standing orders.

CARRIED**RESOLUTION**

Moved: Cr Helena Kirby

Seconded: Cr Joanne Gilbert

That Council approves the Development Plan provided at Attachment 1 to this report, for 31 Mercer Street, Shelford.

CARRIED

6.7 DRAFT COMMUNICATIONS AND MARKETING STRATEGY 2019-21

EXECUTIVE SUMMARY

The Golden Plains Shire Council Communications and Marketing Strategy 2019-2021 ('the Strategy') aims to connect communications and marketing efforts with the needs of Council and the community.

The Strategy will ensure communications to both internal and external audiences are aligned to the key priorities and Strategic Directions of the Council Plan 2017-2021:

"To help build a stronger connection between Golden Plains Shire Council and its diverse communities through informative, engaging communications and conversations that promote trust and support Council's vision of a 'healthy, safe, vibrant, prosperous and sustainable community.'"

The Strategy also aims to keep local residents, business-owners and other stakeholders better informed of Council activities and operations and more engaged with what is happening in the Shire, by addressing key themes and feedback provided through community consultation.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr David Evans

That Council endorse the draft Communications and Marketing Strategy 2019-21 for release for public comment.

CARRIED

6.8 GOLDEN PLAINS MUNICIPAL EARLY YEARS PLAN 2018-2019

BACKGROUND

The Golden Plains Municipal Early Years Plan (MEYP) provides a strategic direction for the development and coordination of early childhood education and care as well as health programs and activities that impact on children from birth to eight years of age in Golden Plains Shire.

Golden Plains Shire Council is expected to develop and deliver a Municipal Early Years Plan (MEYP) as a signatory of the Early Years Compact agreement between Department of Education and Training (DET), the Department of Health and Human Services (DHHS) and local government, represented by the Municipal Association of Victoria (MAV).

In development of this one-year MEYP, consultancy firm LG Project reviewed the previous MEYP, Council Plan and relevant strategies/policies; and consulted Golden Plains Shire early years staff. An extensive community consultation process will be undertaken in 2019 to inform preparation of the 2019-2023 MEYP.

RESOLUTION

Moved: Cr David Evans

Seconded: Cr Des Phelan

That Council note the interim Golden Plains Municipal Early Years Plan 2018-19.

CARRIED

6.9 GPS-RFT20-2018 - SUPPLY OF MOTOR GRADERS X 2 - AWARDING OF TENDER**EXECUTIVE SUMMARY**

This tender is part of Council's long term plant and equipment replacement program. The existing (12+ years old) Caterpillar 12H graders are used to maintain Council's gravel road network and sealed roads (road shoulders) as well as for construction associated with the renewal and upgrading of the road network. Replacement of the graders is in accordance with Council's Plant Replacement Schedule.

This report was previously considered by Council at the 27 November 2018 Ordinary Meeting. Council deferred determination of the recommendation until after the Asset Management (FAST) report is presented. That report is to be presented to Council prior to the December Ordinary Meeting.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr Des Phelan

That Council award contract GPS-RFT20-2018 to Hitachi Construction Machinery (Australia) Pty Ltd for the supply and delivery of two [2] John Deere 670GP Motor Graders for a total tendered price of \$777,900 (excluding GST).

CARRIED

6.10 GPS-RFT24/2018 CONSTRUCTION OF THE VICTORIA PARK NETBALL COURTS UPGRADE, BANNOCKBURN - AWARDING OF TENDER

EXECUTIVE SUMMARY

Council approval is required for the awarding of a tender for an experienced contractor to undertake the construction of an upgrade to the existing netball courts at Victoria Park, Bannockburn.

Works will include:

- Construction of two [2] compliant concrete based netball courts laid in accordance with Australian Standards and Netball Australia's Recommended Netball Court Dimensions
- Construction of a concrete based multipurpose sports zone which will provide elements associated with basketball, netball and soccer.
- Application of an acrylic finish, inclusive of all line marking, to both netball and multipurpose zones
- Installation of four [4] Netball Goal Posts and associated sockets (netball courts); two [2] Basketball/Soccer multi sport elements (multi- purpose courts); two [2] Netball Goal Posts and associated sockets; and one [1] Netball Goal post and associated socket
- Installation of LED sports lighting of average luminance 200 Lux to cater for regional night competition.
- Supply & Install variable 1.2m-3.0m high, Black PVC Coated chainmesh perimeter fencing and associated access and maintenance gates
- Installation of two [2] interchange shelters and one [1] scorers' shelter
- Installation of required storm water, subsoil drains and pits

In general, the project will see the footprint of the current netball precinct increase and will involve the introduction of a new multipurpose sports zone.

RESOLUTION

Moved: Cr Helena Kirby

Seconded: Cr Des Phelan

That Council;

1. Award contract GPS-RFT24-2018 for the Construction of the Netball Courts Upgrade at Victoria Park, Bannockburn, to Plumbing Logistics Pty. Ltd for the tendered sum of \$461,328.00 excluding GST.
2. Delegates to the Chief Executive Officer or his delegate, authority to execute the associated contract on behalf of Council.

CARRIED

6.11 GPS-RFT27/2018 CONSTRUCTION OF LINTON RECREATION RESERVE FOOTBALL LIGHTING - AWARDING OF TENDER

EXECUTIVE SUMMARY

Council approval is required for the awarding of this tender to an experienced contractor to undertake the construction of football lighting at the Linton Recreation Reserve.

Works will include:

- Demolition and disposal of existing undersized lighting pole and lamps, as well as removal of lamps from existing NBN communications poles
- Supply and installation of a new main switchboard and modifications to existing switchboard on the netball shed
- Supply and installation of underground re-wireable conduit systems and trafficable cable pits
- Supply and installation of new consumer mains and submains cabling
- Supply and installation of four [4] No. 30 metre football poles, including concrete footings and crossarm assemblies
- Supply and installation of eight [8] No. floodlights per pole (32 No. total), capable of producing an average illuminance of 150 Lux, switchable down to 50 Lux, including residual current device (RCD) protection and lighting protection
- Supply and installation of wiring of poles including steel support cables in poles, stainless steel flexible conduit protection of exposed cable at pole heads, and connection to floodlights
- Supply of pre-aiming of floodlights and subsequent aiming adjustments

The load imposed by the introduction of the new football lighting to the recreation reserve has resulted in the need for the electrical supply to the reserve to be upgraded. This was an unknown at the time of lobbying for funding.

RESOLUTION

Moved: Cr Des Phelan

Seconded: Cr Joanne Gilbert

That Council;

1. Award contract GPS-RFT27-2018 for the Construction of Linton Recreation Reserve Football Lighting to DeAraugo & Lea Electrical for the tendered sum of \$261,900.00 excluding GST.
2. Delegates to the Chief Executive Officer or his delegate, authority to execute the associated contract on behalf of Council.

CARRIED

6.12 ASSEMBLY OF COUNCILLORS

EXECUTIVE SUMMARY

To present Council with written records of Assembly of Councillors in accordance with section 80A of the Local Government Act 1989 from 28 November 2018 to 17 December 2018.

RESOLUTION

Moved: Cr Les Rowe

Seconded: Cr Des Phelan

That Council notes the Assembly of Councillors Record from 28 November 2018 to 17 December 2018 as attached.

CARRIED

6.13 LATE AND URGENT BUSINESS - PRINCIPAL CONDUCT OFFICER

EXECUTIVE SUMMARY

Resulting from the retirement of Richard Trigg, Council's Director Corporate Services, it is necessary to appoint an interim replacement Principal Conduct Officer to manage complaints made by Councillors under the Councillor Code of Conduct until a replacement Director Corporate Services is appointed.

RESOLUTION

Moved: Cr Joanne Gilbert

Seconded: Cr Les Rowe

That Council resolves that Candice Holloway, Council's Governance Officer and Terry Bramham of Macquarie Local Government Lawyers are suitably qualified to perform the functions of the Principal Conduct Officer.

CARRIED

7 NOTICES OF MOTION

7.1 NOTICE OF MOTION - GRANTS REVIEW PANEL

I, Councillor David Evans, give notice that at the next Ordinary Meeting of Council be held on 18 December 2018, I intend to move the following motion:-

MOTION

Moved: Cr David Evans

Seconded: Cr Les Rowe

That Council support the formation of a Grants Review Panel to conduct the overview of nominated grants prior to acceptance as detailed in this paper.

The Motion was subsequently withdrawn.

8 PETITIONS

Nil

9 CONFIDENTIAL ITEMS

RESOLUTION

Moved: Cr Joanne Gilbert

Seconded: Cr Les Rowe

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 89(2) of the Local Government Act 1989:

9.1 Australia Day Awards 2019

This matter is considered to be confidential under Section 89(2) - h of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with Any other matter which the Council or special committee considers would prejudice the Council or any person.

CARRIED

RESOLUTION

Moved: Cr Les Rowe

Seconded: Cr Joanne Gilbert

That Council moves out of Closed Council into Open Council.

CARRIED

The Meeting closed at 8.13pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 22 January 2019.

.....
Mayor Cr Owen Sharkey